

The Gazette



of India

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No. 52 NEW DELHI, SATURDAY, DECEMBER 30, 1961/PAUSA 9, 1883

NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the 20th December, 1961:—

Issue No.	No. and Date	Issued by	Subject
299	S.O. 2983, dated 15th December, 1961.	Ministry of Labour and Employment.	The Calcutta Unregistered Dock Workers (Regulation of Employment) Second Amendment Scheme, 1961.
300	S.O. 3035, dated 20th December, 1961.	Election Commission, India.	Designating for each of the Parliamentary Constituencies specified therein Assistant Returning Officers also specified therein.
301	S.O. 3036, dated 20th December, 1961.	Do.	List of contesting candidate ^a in the bye-election to fill a seat in the Council of States in the vacancy caused by the death of Dr. Atindra Nath Bose.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of these Gazettes.

PART II—Section 3—Sub-section (ii)

Statutory orders and notifications issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administrations of Union Territories).

ELECTION COMMISSION, INDIA

New Delhi, the 21st December, 1961.

S.O. 3040.—In exercise of the powers conferred by section 21 and sub-section (1) of section 22 of the Representation of the People Act, 1951 and in supersession

of its notifications Nos. 434/1/56 and 434/1/56(i) dated the 7th January, 1957 respectively as amended, the Election Commission hereby appoints, in respect of each of the Parliamentary constituencies in the State of Andhra Pradesh, specified in column 1 of the Table below,

(a) the officer specified in the corresponding entry in column 2 of the said Table to be the Returning Officer; and

(b) the officer specified in the corresponding entry in column 3 of the said Table to be the Assistant Returning Officers.

TABLE

Name of the Constituency	Returning Officer	Assistant Returning Officers
1	2	3
1. Srikakulam	Collector, Srikakulam.	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Tekkali.
2. Parvathipuram (ST)	Collector, Srikakulam.	1. Personal Assistant to Collector. 2. Assistant Collector, Parvathipuram. 3. Assistant Settlement Officer, Srikakulam. 4. Special Deputy Collector (Mines), Rajam.
3. Cheepurupalli	Collector, Srikakulam.	1. Personal Assistant to Collector, Srikakulam. 2. Revenue Divisional Officer, Srikakulam. 3. Special Deputy Collector (Mines), Rajam. 4. Assistant Settlement Officer, Srikakulam. 5. Revenue Divisional Officer, Visakhapatnam.
4. Visakhapatnam	Collector, Visakhapatnam.	1. Personal Assistant to Collector, Visakhapatnam. 2. Assistant Collector, Vizianagaram. 3. Revenue Divisional Officer, Visakhapatnam. 4. Municipal Commissioner, Visakhapatnam. 5. Deputy General Manager, A.S.T.S.F. & Development Corporation, Visakhapatnam.
5. Anakapalli	Collector, Visakhapatnam.	1. Personal Assistant to Collector. 2. Assistant Settlement Officer, Anakapalli. 3. Deputy Director of Tribal Welfare, Visakhapatnam. 4. Deputy General Manager, A.S.T.S.F. & Development Corporation, Visakhapatnam. 5. Assistant Settlement Officer, Vizianagaram.

1	2	3
6. Narasipatnam	Joint Collector, Visakhapatnam.	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Narasipatnam. 3. Deputy Director of Tribal Welfare, Visakhapatnam. 4. Revenue Divisional Officer, Peddapuram. 5. Sub-Collector, Bhadrachalam. 6. Assistant Settlement Officer, Vizianagaram.
7. Rajahmundry	Collector, Kakinada.	1. Personal Assistant to Collector. 2. Sub-Collector, Rajahmundry. 3. Revenue Divisional Officer, Peddapuram. 4. Commissioner, Rajahmundry Municipality.
8. Kakinada	Joint Collector, Kakinada.	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Kakinada. 3. Sub-Collector, Rajahmundry. 4. Commissioner, Kakinada Municipality.
9. Amalapuram	Collector, Kakinada.	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Amalapuram. 3. Joint Collector, Kakinada. 4. Revenue Divisional Officer, Kothapeta.
10. Narasapur	Joint Collector, Eluru.	1. Personal Assistant to Collector. 2. Sub-Collector, Narasapur.
11. Eluru	Collector, Eluru.	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Kovvur. 3. Revenue Divisional Officer, Eluru.
12. Gudivada	Collector, Chilakalapudi	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Gudivada. 3. Revenue Divisional Officer, Nuzvid. 4. Assistant Settlement Officer, Eluru. 5. Personal Assistant to Collector (Estates)
13. Vijayawada	Collector, Chilakalapudi.	1. Personal Assistant to Collector. 2. Sub-Collector, Vijayawada. 3. Revenue Divisional Officer, Nuzvid. 4. Special Officer & Commissioner, Vijayawada, Municipality.

1	2	3
14. Masulipatnam	Collector, Chilakalapudi	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Bandar. 3. Revenue Divisional Officer, Tenali. 4. Personal Assistant to Collector (Estates).
15. Tenali	Joint Collector, Guntur.	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Tenali. 3. Special Deputy Collector, Localisation, Narasaraopet.
16. Guntur	Collector Guntur.	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Guntur. 3. Special Deputy Collector, Localisation, Piduguralla. 4. Municipal Commissioner Guntur.
17. Ongole.	Collector, Guntur.	1. Personnel Assistant to Collector. 2. Sub-Collector, Ongole. 3. Special Deputy Collector, Localisation, Narsaraopet. 4. Revenue Divisional Officer, Narasaraopet.
18. Markapur	Joint Collector, Nellore.	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Kandukur. 3. Revenue Divisional Officer, Narasaraopet. 4. Revenue Divisional Officer, Markapur.
19. Kavali	Collector, Nellore.	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Kavali. 3. Revenue Divisional Officer, Kandukur. 4. Special Deputy Collector, (Mines), Gudur.
20. Nellore.	Collector, Nellore.	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Nellore. 3. Sub-Collector, Gudur. 4. Special Deputy Collector, (Mines), Gudur.
21. Tirupathi	Collector, Chittoor.	1. Personal Assistant to Collector. 2. Sub-Collector, Chandragiri. 3. Assistant Settlement Officer, Chittoor.

1	2	3
22. Chittoor	Collector, Chittoor.	<ol style="list-style-type: none"> 1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Chittoor. 3. Special Deputy Collector Land Acquisition.
23. Rajampet	Collector, Cuddapah.	<ol style="list-style-type: none"> 1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Madanapalli. 3. Revenue Divisional Officer, Rajampet. 4. Revenue Divisional Officer, Cuddapah.
24. Cuddapah	Collector, Cuddapah.	<ol style="list-style-type: none"> 1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Cuddapah. 3. Revenue Divisional Officer, Jammalamadugu. 4. Revenue Divisional Officer, Rajampet.
25. Anantapur	Collector, Anantapur	<ol style="list-style-type: none"> 1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Anantapur. 3. Revenue Divisional Officer, Dharmavaram. 4. Special Deputy Collector Mid Pennar Regulator Scheme Unit No. II.
26. Hindupur	Collector, Anantapur	<ol style="list-style-type: none"> 1. Personal Assistant to Collector. 2. Sub-collector, Penukonda. 3. Revenue Divisional Officer, Dharmavaram. 4. Special Deputy Collector, Mid Pennar Regulator Scheme, Unit No. I.
27. Adoni	Joint Collector, Kurnool	<ol style="list-style-type: none"> 1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Adoni. 3. Revenue Divisional Officer, Kurnool. 4. Special Deputy Collector, Tungabhadra Project, Kurnool.
28. Kurnool	Collector, Kurnool	<ol style="list-style-type: none"> 1. Personal Assistant to Collector, 2. Revenue Divisional Officer, Kurnool. 3. Revenue Divisional Officer, Nandyal. 4. Revenue Divisional Officer, Markapur. 5. Special Deputy Collector, T. B. P. (Betterment Tax), Kurnool.
29. Gadwal	Joint Collector, Mahbub-nagar.	<ol style="list-style-type: none"> 1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Nagarkurnool. 3. Revenue Divisional Officer, Gadwal. 4. Revenue Divisional Officer, Narayanpet.

1	2	3
30. Mahbubnagar	Collector, Mahbubnagar	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Mahbubnagar. 3. Revenue Divisional Officer, Narayanpet. 4. Revenue Divisional Officer, Hyderabad East. 5. Revenue Divisional Officer, Vicarabad.
31. Hyderabad	Commissioner, M. C. H., Hyderabad.	1. Deputy Commissioner, M.C. H., Hyderabad. 2. Octroi Superintendent, M.C.H., Hyderabad. 3. Medical Officer of Health, M.C.H., Hyderabad. 4. Examiner of Accounts, M.C.H., Hyderabad. 5. Executive Engineer, Drainage Division, M.C.H., Hyderabad.
32. Secunderabad	Collector, Hyderabad	1. Personal Assistant to Collector. 2. Additional Commissioner, M.C.H., Secunderabad Division, Secunderabad. 3. Revenue Divisional Officer, Hyderabad East. 4. Revenue Divisional Officer, Hyderabad West. 5. Commissioner, M.C.H., Hyderabad.
33. Vicarabad	Collector, Medak	1. Personal Assistant to Collector 2. Revenue Divisional Officer, Vicarabad. 3. Revenue Divisional Officer, Sangareddy. 4. Revenue Divisional Officer, Medak.
34. Medak	Collector, Medak	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Medak. 3. Revenue Divisional Officer, Siddipet. 4. Revenue Divisional Officer, Kamareddy.
35. Nizamabad	Collector, Nizamabad	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Nizamabad. 3. Revenue Divisional Officer, Bodhan. 4. Revenue Divisional Officer, Nirmal.
36. Adilabad	Collector, Adilabad	1. Personal Assistant to Collector 2. Revenue Divisional Officer, Adilabad. 3. Revenue Divisional Officer, Asifabad. 4. Revenue Divisional Officer, Nirmal.
37. Karimnagar	Collector, Karimnagar	1. Personal Assistant to Collector, 2. Revenue Divisional Officer, Jagtial.

1	2	3
38. Peddapalli	Collector, Karimnagar .	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Peddapalli. 3. Revenue Divisional Officer Karimnagar.
39. Warangal	Collector, Warangal. .	1. Personal Assistant to Collector. 2. Sub-Collector, Warangal. 3. Revenue Divisional Officer, Siddipet. 4. Executive Officer, Warangal Municipality.
40. Mahbubabad	Collector, Warangal. .	1. Personal Assistant to Collector. 2. Sub-Collector, Warangal. 3. Revenue Divisional Officer, Mahbubabad. 4. Project Executive Officer, Narasampet.
41. Khammam	Collector, Khammam. .	1. Personal Assistant to Collector. 2. Sub-Collector, Khammam. 3. Revenue Divisional Officer, Kothagudem.
42. Nalgonda	Collector, Nalgonda .	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Nalgonda. 3. Revenue Divisional Officer, Bhongir. 4. Revenue Assistant, Nalgonda.
43. Miryalguda	Collector, Nalgonda .	1. Personal Assistant to Collector. 2. Revenue Divisional Officer, Nalgonda. 3. Revenue Divisional Officer, Miryalguda. 4. Revenue Divisional Officer, Mahboobnagar. 5. Revenue Divisional Officer, Nagarkurnool. 6. Revenue Assistant, Nalgonda.

[No. 434/1/61]

By Order,

PRAKASH NARAIN, Secy.

MINISTRY OF HOME AFFAIRS*New Delhi, the 21st December, 1961.*

S.O. 3041.—In exercise of the powers conferred by the proviso to article 309 of the Constitution the President hereby makes the following amendment to the Central Police Training College (Non-gazetted-Ministerial staff) Recruitment Rules, 1961, published with the Ministry of Home Affairs Notification No. 27/34/61-Police III dated the 9th November, 1961.

In the Schedule to the said Rules, after the words "articulation or equivalent" occurring in column 8 against the post of Lower Division Clerk (including Steno-typist), the following shall be inserted, namely:—

"Speed in typewriting in English @ 30 words per minute".

[No. 27/69/61-P.III.]

P. K. DAVE, Dy. Secy.

MINISTRY OF FINANCE**(Department of Economic Affairs)***New Delhi, the 21st December 1961*

S.O. 3042.—In pursuance of sub-section (2) of section 21 of the Industrial Finance Corporation Act, 1948 (15 of 1948), the Central Government on the recommendation of the Board of Directors of the Industrial Finance Corporation of India hereby fixes 4 per cent per annum as the rate of interest payable on the bonds to be issued by the said Corporation in January, 1962 and maturing on the 2nd January, 1963.

[No. F. 2(98)-Corp/61.]

S. S. SHARMA, Under Secy.

(Department of Economic Affairs)

New Delhi, the 21st December, 1961

S.O. 3043.—Statement of the Affairs of the Reserve Bank of India, as on the 15th December, 1961

BANKING DEPARTMENT

Liabilities	Rs.	Assets	Rs.
Capital paid up	5,00,00,000	Notes	12,65,28,000
Reserve Fund	80,00,00,000	Rupee Coin	1,16,000
National Agricultural Credit (Long-term Operations) Fund	50,00,00,000	Subsidiary Coin	2,70,000
National Agricultural Credit (Stabilisation) Fund	6,00,00,000	Bills Purchased and Discounted :—	
		(a) Internal	
		(b) External	
		(c) Government Treasury Bills	30,57,42,000
Deposits :—			
(a) Government		Balances held abroad*	31,57,91,000
(1) Central Government	51,31,41,000	**Loans and Advances to Governments	64,65,67,000
(2) Other Governments	27,31,68,000	Other Loans and Advances†	135,30,54,000
(b) Banks	77,42,56,000	Investments	209,74,35,000
(c) Others	147,18,42,000	Other Assets	25,50,68,000
Bills Payable	27,72,19,000		
Other Liabilities	38,09,45,000		
RUPES	510,05,71,000	RUPES	510,05,71,000

*Includes Cash & Short-term Securities.

**Includes Temporary Overdrafts to State Governments.

†The item 'Other Loans and Advances' includes Rs. 1,80,00,000/- advanced to scheduled banks against usance bills under Section 17 (4) (c) of the Reserve Bank of India Act.

Dated the 20th day of December, 1961,

An Account pursuant to the Reserve Bank of India Act, 1934, for the week ended the 15th day of December, 1961

ISSUE DEPARTMENT.

Liabilities	Rs.	Rs.	Assets	Rs.	Rs.
Notes held in the Banking Department	12,65,28,000		A. Gold Coin and Bullion :-		
Notes in circulation	1947,77,72,000		(a) Held in India	117,76,03,000	
Total Notes issued		1960,43,00,000	(b) Held outside India		
			Foreign Securities	116,86,07,000	
			TOTAL OF A		234,62,10,000
			B. Rupee Coin		121,99,82,000
			Government of India Rupee Securities		1603,81,08,000
			Internal Bills of Exchange and other commercial paper		
TOTAL LIABILITIES		1960,43,00,000	TOTAL ASSETS		1960,43,00,000

Dated the 20th day of December, 1961.

H.V.R. IENGAR,
Governor.

[No. F. 3(2)-BC/61.]

A. BAKSI, Jt. Secy.

(Department of Economic Affairs)*New Delhi, the 22nd December, 1961*

S.O. 3044.—In exercise of the powers conferred by section 53 of the Banking Companies Act, 1949 (10 of 1949), the Central Government, on the recommendation of the Reserve Bank of India, hereby declares that the provisions of section 9 of the said Act shall not apply to the Salem Bank Ltd., Salem in respect of the undernoted properties held by it at Reddypatti Village, Harur Taluk, Salem District, till the 17th November 1962.

Survey No.	Area
1. 36/5	0.32 acre
2. 17/1	2.07 acres
3. 28/3	1.14 acres
4. 28/7	1.00 acre
5. 49/1	0.92 acre
6. 49/3	1.07 acres
7. 28/4	1.28 acres
8. 49/5	0.60 acre
9. 50/2	1.54 acres
10. 50/3	1.07 acres
11. 35/6	1.17 acres

[No. F. 4(91)-BC/61.]

New Delhi, the 26th December 1961

S.O. 3045.—In exercise of the powers conferred by sub-section (2) of Section 45 of the Banking Companies Act, 1949 (10 of 1949), the Central Government hereby extends the period of moratorium granted by it in respect of the Central Banking Corporation of Travancore Ltd., Alleppey, upto and including the 28th February, 1962.

[No. F. 4(163)-BC/61.]

R. K. SESHADRI, Dy. Secy.

(Department of Economic Affairs)*New Delhi, the 30th December 1961*

S.O. 3046.—In exercise of the powers conferred by clause (a) of sub-section (2) of section 72 of the States Reorganisation Act, 1956 (37 of 1956), the President hereby declares—

- (a) that from and out of the Consolidated Fund of the States of Travancore-Cochin, the sums specified in column 3 of the Schedule to this notification amounting in the aggregate to the sum of three lakhs, sixty five thousand, two hundred and eighty three rupees shall be deemed to have been duly authorised to be paid and applied to meet the amount spent for defraying the charges in respect of the services specified in column 2 of the Schedule during the financial year ended on the 31st day of March, 1956, in excess of the amount granted for those services and for that year; and
- (b) that the sums deemed to have been authorised to be paid and applied from and out of Consolidated Fund of the State of Travancore-Cochin under this notification shall be deemed to have been appropriated for the services and purposes expressed in the Schedule in relation to the financial year ended on the 31st day of March, 1956.

THE SCHEDULE

Serial No.	Services and purposes	Excess		
		(3)		
(1)	(2)	Voted	Charged	Total
1.	IX Heads of States, Ministers and Headquarters staff	39,547	..	39,547
2.	XIII Administration of Justice	24,361	24,361
3.	XIV Jails	2,068	..	2,068
4.	XIX public Health	1,73,496	..	1,73,496
5.	XXVIII pensions	1,23,980	..	1,23,980
6.	XXXVI Capital Outlay on Industrial Development	1,831	1,831
	TOTAL	3,39,091	26,192	3,65,283

[No. F. 12(31)-B/61.]

SHIV NAUBH SINGH, Jt. Secy.

(Department of Revenue)

CUSTOMS

New Delhi, the 23rd December 1961

S.O. 3047.—In exercise of the powers conferred by section 6 of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following amendments in the notification of the Government of India in the Ministry of Finance (Revenue Division) No. 6-Customs, dated the 18th January, 1952, namely:—

In the Schedule to the said notification, for serial No. 2 and the entries relating thereto, the following shall be substituted, namely:—

"2. The Collector of Central Excise,
Calcutta and Orissa, Calcutta.

All ports situated in the State of
Orissa."

[No. 137.]

L. S. MARTHANDAM, Under Secy.

(Department of Revenue)

CUSTOMS

New Delhi, the 26th December 1961

S.O. 3048.—In exercise of the powers conferred by section 23 of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following amendment in the notification of the Government of India in the Ministry of Finance (Department of Revenue) No. 224-Customs dated the 3rd August, 1958, namely:—

In the table to the said notification, in column 2, the existing clause 3 shall be renumbered as clause 4 and before that clause as so renumbered, the following clause shall be inserted, namely:—

"3. Notwithstanding anything to the contrary contained in the Convention, the period of validity of temporary importation papers, that is, triptych or Carnet de Passages en Douane, shall be limited to six months from the date of importation of the vehicle into India".

[No. 143.]

D. P. ANAND, Jt. Secy.

CENTRAL BOARD OF REVENUE

ESTATE DUTY

New Delhi, the 23rd December 1961

S.O. 3049.—In exercise of the powers conferred by the second proviso to sub-section (2) of section 4 of the Estate Duty Act, 1953 (34 of 1953) and in supersession of its notifications Nos. 22, 23 and 28/F. No. 21/50/59-E.D., dated the 27th July, 1959, published in Part II, Section 3 of the Gazette of India dated the 1st August, 1959, as S.O. Nos. 1678, 1679 and 1684, respectively, the Central Board of Revenue hereby directs that subject to the pecuniary limits specified in the notification of the Central Board of Revenue No. 11-E.D. 21/52/57-E.D., dated the 5th September, 1957 as amended by its notification No. 8/F. No. 12/1/59-E.D., dated the 1st April, 1959, every Income-tax Officer appointed to be an Assistant Controller and posted to any of the Estate Duty-cum-Income-tax Circles mentioned in Col. 2 of the Schedule and every Inspecting Assistant Commissioner of Income-tax appointed to be a Deputy Controller and exercising jurisdiction over the said Circle shall perform his functions as Assistant Controller and Deputy Controller respectively in the said Circle to the exclusion of all other Assistant Controllers or Deputy Controllers in respect of the estates of all deceased persons who immediately before their death were being or would have been assessed to Income-tax, had they derived any taxable income in any Income-tax circle the headquarters of which lies within the revenue districts noted in Col. 3 of the schedule below:

SCHEDULE

Sl. No.	Name of the Circle	Jurisdiction
1	2	3
1	Estate Duty-cum-Income-tax Circle, Hyderabad.	Hyderabad, Nalgonda, Karimnagar, Adilabad, Nizamabad, Medak, Warangal, Mahbubnagar and Krishna.
2	Special Estate Duty-cum-Income-tax Circle, Visakhapatnam.	West Godavary, East Godavary, Visakhapatnam, Srikakulam and Khammameth.
3	Estate Duty-cum-Income-tax Circle, Guntur.	Kurnool, Anantpur, Cuddapah, Chittoor, Nellore and Guntur.

2. This notification shall come into force with effect from the 1st January, 1962.

Explanatory Note

(This note is not part of the notification but is intended to be merely clarificatory).

This notification has become necessary due to the reorganisation of the three existing Estate Duty-cum-Income-tax Circles at Hyderabad, Vijayawada and Kurnool. The present jurisdiction of the Hyderabad Circle has been slightly modified and the headquarters of the Vijayawada and Kurnool Circles have been shifted to Visakhapatnam and Guntur respectively.

[No. 72/F. No. 21/64/61-E.D.]

S.O. 3050.—In exercise of the powers conferred by the second proviso to sub-section (2) of section (4) of the Estate Duty Act, 1953 (34 of 1953), the Central Board of Revenue hereby makes the following amendment in its notification No. 32/F. No. 34/3/57-E.D., dated the 25th January, 1958, which was published under S.R.O. 384 in Part II, Section 3 of the Gazette of India dated the 1st February, 1958 as amended by its notification No. 24/F. No. 21/50/59-E.D., dated the 27th July,

1959, published as S.O. No. 1680 in Part II, Section 3 of the Gazette of India dated the 1st August, 1959, namely:—

"In the said notification for the words "Estate Duty-cum-Income-tax Circles, Hyderabad, Vijayawada and Kurnool", the words "Estate Duty-cum-Income-tax Circles, Hyderabad, Visakhapatnam and Guntur" shall be substituted.

2. This Notification shall come into force from the 1st January, 1962.

Explanatory Note

(This note is not part of the notification but is intended to be merely clarificatory).

This Notification has become necessary due to the shifting of the headquarters of the Assistant Controllers of Estate Duty, Vijayawada and Kurnool to Visakhapatnam and Guntur respectively from 1st January, 1962.

[No. 73/F. No. 21/64/61-E.D.]

S.O. 3051.—In exercise of the powers conferred by section 4 of the Estate Duty Act, 1953, (34 of 1953) read with Rule 5 of the Estate Duty Rules, 1953 the Central Board of Revenue hereby transfers, with effect from 1st January, 1962 the cases relating to the estates of the deceased persons who immediately before their death were being or would have been assessed to Income-tax had they derived any taxable income in any Income-tax Circle the headquarters of which lies within the revenue district of Krishna from the Assistant Controller, Estate Duty-cum-Income-tax Circle Vijayawada to the Assistant Controller, Estate Duty-cum-Income-tax Circle, Hyderabad,

Explanatory Note

(This note is not part of the notification but is intended to be merely clarificatory)

This notification has become necessary due to the transfer of the Krishna district from the jurisdiction of the Estate Duty-cum-Income-tax Circle, Vijayawada to the Estate Duty-cum-Income-tax Circle, Hyderabad.

[No. 74 F. No. 21/64/61-ED.]

P. K. GHOSH, Under Secy.

OFFICE OF THE ASSISTANT COLLECTOR OF CENTRAL EXCISE, GOA FRONTIER DIVISION, BELGAUM

NOTICES

Belgaum, the 16th December 1961

To,

Shri Abdul Raheman Imamsaheb Karegar
C/o Shri Abdul Kadar Ismail Karegar Madgaon Goa.

S.O. 3052.—Whereas a notice of Show Cause issued to you under the Land Customs Act 1924, and Foreign Exchange Regulation Act, 1947 is pending in the office of the undersigned, you are requested to take delivery of the said notice on any working day within ten days from the date of publication of this information falling which the case will be decided *exparte*.

[No. VIII(b)10-136/61.]

S.O. 3053.—Whereas it appears that the goods as mentioned in the under-mentioned table seized in the vicinity of the Indo-Goa border, were imported by

land from Goa (Portuguese possessions in India) to India in contravention of the Rules and Notifications as mentioned against each.

Sl. No.	Date & place of seizure	By whom detected	Description of goods	Quantity	Rules contravened
1	2	3	4	5	6
252/61	1-8-61 At Sangaon, Tal: Belgaum.	Adm. Coy. Commander. S.R.P. F. II Sambre.	(1) Cloves in 2 gunny bags. (2) Lighter flints "Tego" made in Germany.	35 Seers. 16 boxes.	Govt. of India, Ministry of Commerce & Industry Import (Control) Order No. 17/55 dated 7-12-55 as subsequently amended, and issued under Sections 3 & 4-A of the Imports and Exports (Control) Act, 1947 and further deemed to have been issued under Section 19 of the Sea Customs Act, 1878.

2. Now, therefore, any person claiming the goods is hereby called upon to show cause to the Asstt. Collector of Central Excise and Land Customs, Goa Frontier Division, Belgaum why the above mentioned goods should not be confiscated under Section 5(3) of the Land Customs Act, 1924 read with Sections 167(8) and 168 of the Sea Customs Act, 1878, and why a penalty should not be imposed on him under Section 7(1)(c) of the Land Customs Act, 1924.

3. If such an owner fails to turn up to claim the above mentioned unclaimed goods or to show cause against the action proposed to be taken within 30 days from the date of publication of this notice in the Government of India Gazette, the goods in question will be treated as unclaimed and the case will be decided accordingly.

[No. VIII(b)10-252/61.]

Belgaum, the 19th December 1961

S.O. 3054.—Whereas it appears that the goods as mentioned in the under-mentioned table seized in the vicinity of the Indo-Goa border, were imported by sea from Goa (Portuguese possessions in India) to India in contravention of the Rules and Notifications as mentioned against each:—

Serial No.	Date and place of seizure	By whom detected	Description of goods	Quantity	Rules contravened
1	2	3	4	5	6
263/61	21-9-61 Kasarkode Foreshore Tal: Honavar.	Police Sub-Inspector, Honavar.	Cloves in 4 gunny bags.	Mds. Srs. 4-27.	Government of India Ministry of Commerce and Industry Import (Control) Order No. 17/55 dated 7-12-55 as subsequently amended, issued under Sections 3 and 4-A of the Imports and Exports (Control) Act, 1947, and further deemed to have been issued under Section 19 of the Sea Customs Act, 1878.

2. Now, therefore, any person claiming the goods is hereby called upon to show cause to the Assistant Collector of Central Excise and Land Customs, Goa Frontier Division, Belgaum why the above mentioned goods should not be confiscated under Section 5(3) of the Land Customs Act, 1924 read with Sections 167(8) and 168 of the Sea Customs Act, 1878, and why a penalty should not be imposed on him under Section 167(8) of the Sea Customs Act, 1878.

3. If such an owner fails to turn up to claim the above mentioned unclaimed goods or to show cause against the action proposed to be taken within 30 days from the date of publication of this notice in the Government of India Gazette, the goods in question will be treated as unclaimed and the case will be decided accordingly.

[No. VIII(b)10-263/61.]

B. J. SUARES, Asstt. Collector.

MINISTRY OF COMMERCE AND INDUSTRY

New Delhi, the 28th December 1961

S.O. 3055.—Shri A. J. Kidwai, a permanent officer of the Selection Grade of the Central Secretariat Service, now employed as Deputy Chairman, Tea Board, Calcutta, was granted earned leave for 30 days from the 21st October, 1961 to the 19th November, 1961 with permission to prefix Holidays from the 14th October, 1961 to the 19th October, 1961 and Restricted Holiday on the 20th October, 1961, to his leave.

On return from leave, Shri A. J. Kidwai resumed duty in the post of Deputy Chairman, Tea Board, with effect from 20th November 1961 (forenoon).

[No. 1(51)Plant(A)/61.]

B. KRISHNAMURTHY, Under Secy.

प्रवेश

नई दिल्ली ३१ अक्टूबर, १९६१

एस० ओ० ३०५६/आई० डी० आर० ए०/१८ जी०/६६/६१—चूंकि केन्द्रीय सरकार को यह प्रतीत होता है कि इस प्रयोजन से कि सीमेंट का साम्यापूर्ण वितरण और उपलब्धि उचित मूल्यों पर हो सके सीमेंट का संभरण और वितरण तथा उसमें व्यापार और वाणिज्य विनियमित किया जाना चाहिये ;

अतएव अब उद्योग (विकास और विनियमन) अधिनियम, १९५१ (१९५१ का ६५) की धारा १८छ के द्वारा प्रदत्त शक्तियों का प्रयोग करते हुये और सीमेंट नियंत्रण आदेश, १९५८ को अभिविधित करके केन्द्रीय सरकार एतद् द्वारा निम्नलिखित आदेश करती है, अर्थात्—

संक्षिप्त, विस्तार और प्रारम्भ—१.(१) यह आदेश सीमेंट नियंत्रण आदेश, १९६१ कहा जा सकेगा ।

(२) इसका विस्तार जम्मू और काश्मीर राज्य को छोड़कर समस्त भारत पर है ।

(३) यह नवम्बर, १९६१ के पहले दिन को प्रवृत्त होगा ।

परिभाषाएं २. इस आदेश में यदि प्रसंग से अन्यथा अपेक्षित न हो तो—

- (क) "सीमेंट" से भारत में अभिनिमित्त किसी प्रकार का सीमेंट अभिप्रेत है और इसके अन्तर्गत धमनभट्टी-धातुमल सीमेंट शीघ्र जम जाने वाला सीमेंट और कम उष्णता वाला सीमेंट है किन्तु तैल कूप सीमेंट, डल-रोधक 'सीमेंट' और (भूरे पोर्टलैंड सीमेंट के अलावा) सफेद तथा रंगीत सीमेंट नहीं है अथवा अन्य किसी ऐसे प्रकार का सीमेंट नहीं है जिसकी बाबत केन्द्रीय सरकार राजकीय गजट में अधिसूचना द्वारा यह उल्लिखित कर दे कि वह इस आदेश के प्रयोजनों के लिये सीमेंट नहीं है,
- (ख) "कार्पोरेशन" से स्टेट ट्रेडिंग कार्पोरेशन (प्रा०) लि० अभिप्रेत है,
- (ग) "उत्पादक" से ऐसा कोई व्यक्ति अभिप्रेत है जो सीमेंट का उत्पादन करता है।

३. उत्पादकों को कार्पोरेशन को हाथ सीमेंट बेचना होगा—

(१) प्रत्येक उत्पादक—

- (क) इस आदेश के प्रारम्भ होने की तारीख को अपने भंडार में रखा सारा सीमेंट, और
- (ख) वह सारा सीमेंट जो वह इस आदेश के प्रारम्भ होने की तारीख से लेकर, ३१ मार्च, १९६६ तक (इसमें ये दोनों दिन सम्मिलित हैं) अपने द्वारा उत्पादित करे,

केवल उसमें से उतनी मात्रा छोड़ कर, जितनी कि केन्द्रीय सरकार और उसके बीच परस्पर समय-समय पर करार पाई जाये कार्पोरेशन को बेचेगा और उसे ऐसे व्यक्ति अथवा व्यक्तियों को परिदत्त करेगा जो कि कार्पोरेशन द्वारा इस निमित्त समय-समय पर उल्लिखित किये जायें।

- (२) कोई उत्पादक अपने भंडार में रखे हुये अथवा अपने द्वारा उत्पादित सीमेंट का व्ययन उपखंड (१) के उपबन्धों के अनुसार करने के सिवाय, इसके प्रतिकूल कोई संविदा होते हुये भी, न करेगा।

४. उत्पादक को परिसर से सीमेंट अनुज्ञा लिये बिना नहीं हटाया जायेगा—(१) कोई उत्पादक अपने परिसर के किसी भाग से अपने परिसर से बाहर वाले किसी स्थान को कोई सीमेंट केन्द्रीय सरकार की या ऐसे पदाधिकारी की, जैसा कि केन्द्रीय सरकार द्वारा इस निमित्त उल्लिखित किया जाये, लिखित अनुज्ञा से हटाने के सिवाय न तो हटायेगा और न हटाने देगा।

- (२) उपखंड (१) में अन्तर्विष्ट कोई बात ऐसे किसी सीमेंट की बाबत लागू न होगी जो कि कार्पोरेशन को खंड (३) के अनुसरण में बेचा गया है।

५. उत्पादक लेखा बही आदि रखेंगे और पेश करेंगे—(१) प्रत्येक उत्पादक सीमेंट के उत्पादन सम्बन्धी ऐसी बहियां, खाते और अभिलेख रखेगा जैसी या जैसे कि केन्द्रीय सरकार अपेक्षित करे।

- (२) प्रत्येक उत्पादक और सीमेंट के उत्पादन के सम्बन्ध में उसके द्वारा नियोजित प्रत्येक व्यक्ति, केन्द्रीय सरकार द्वारा या ऐसे प्राधिकारी द्वारा, जैसा कि केन्द्रीय सरकार

द्वारा इस निमित्त उल्लिखित किया जाये, अपने से ऐसा करने की अपेक्षा की जाने पर और इनकी कालावधि के अन्दर जितनी कि इस निमित्त समनुशात की जाये :—

(क) केन्द्रीय सरकार या प्राधिकारी के समक्ष ऐसी लेखा बहियां या अन्य दस्तावेजें पेश करेगा जैसी कि केन्द्रीय सरकार अथवा प्राधिकारी द्वारा अपेक्षित की जायें, और

(ख) केन्द्रीय सरकार या प्राधिकारी को अपने कारबार सम्बन्धी ऐसी विवरणियां तथा अन्य जानकारी देगा।

६. **सीमेंट की नियन्त्रित कीमतें**—(१) उत्पादक शीघ्र जम जाने वाले और कम उष्णता वाले सीमेंट से भिन्न सीमेंट जिस कीमत पर बेच सकेगा वह कीमत होगी जो कि अनुसूचि में उल्लिखित है :

परन्तु सम्भरण तथा व्ययन महानिदेशालय के लिए सरकार को 'किये गये किसी विक्रय के' सिवाय जहां कि उत्पादक रिबेट, मितीकाटा या कमीशन पृथक् करार के आधार पर देने के लिए राजी हो गया है या हो जाता है वहां कार्पोरेशन ऐसे करार पाये गये रिबेट, मितीकाटा या कमीशन की रकम अपने को बेचे गये सीमेंट लेखे देय कीमत में से काट लेने के लिए हक्कदार होगा;

परन्तु यह और भी कि कार्पोरेशन इस बात के लिए स्वतंत्र होगा कि जो सीमेंट भारत से बाहर निर्यात के लिए आशयित है उसकी जो कारखाना-द्वारे देय कीमत उत्पादक को दी जानी है उनकी बाबत वार्ता वह सीमेंट उत्पादक से कर ले।

व्याख्या—इस अनुसूची में जो कीमत नियत की गई है वह—

(i) उस उत्पादन शुल्क के, जो कि उत्पादक द्वारा सीमेंट लेखे देय है, और

(ii) यदि पैक कराई अथवा पात्रों पर कोई खर्च आया है तो उस खर्च के, अलावा है :

(२) (क) शीघ्र जम जाने वाले तथा कम उष्णता वाले सीमेंट से भिन्न सीमेंट किसी व्यक्ति को कार्पोरेशन जिस कीमत पर बेच सकेगा वह गन्तव्य रेल स्टेशन पर रेल पर प्रभार मुक्त प्रति मीट्रिक टन वह रकम होगी जो १४ रु० में उस पर दत्त उत्पादन शुल्क जोड़ने पर आती है;

परन्तु कार्पोरेशन उस सीमेंट की कीमत पर, जो सम्भरण तथा व्ययन महानिदेशालय के लिए सरकार को बेचा गया है रिबेट, मितीकाटा या कमीशन केन्द्रीय सरकार के पुर्वानुमोदन से दे सकेगा ;

परन्तु यह और भी कि किसी व्यक्ति को किये गये किसी विक्रय की अवस्था में, जिससे कि उत्पादक ने ऐसा कोई करार किया है जैसा कि इस खंड के उपखंड (१) के प्रथम परन्तुक में निर्दिष्ट है, कार्पोरेशन ऐसे करार पाये गये रिबेट, मितीकाटा या कमीशन का फायदा ऐसे व्यक्ति को संक्रांत कर देगा ;

व्याख्या—इस उपखंड में निर्दिष्ट कीमत—

(i) यदि कोई राज्य या अन्तर्राष्ट्रिय विक्रय कर है तो उसके, और

(ii) यदि पैक कराई और पात्रों में कोई खर्च लगा है तो उसके,

अलावा है ।

(ख) इस उपखंड में उल्लिखित कीमत में ऐसी अधिकतम रकम, जैसी कि पैकिंग कराई और पात्रों लेखे केन्द्रीय सरकार द्वारा उपखंड (४) के अधीन नियत की जाये, वन्द सीमेंट की अवस्था में जोड़ दी जायेगी।

(३) कार्पोरेशन से भिन्न कोई (थोक या फुटकर) व्यापारी किसी राज्य में सीमेंट जिस कीमत पर बेचेगा वह ऐसी होगी जैसी कि राज्य सरकार द्वारा नियत की जाये।

(४) केन्द्रीय सरकार पैकिंग और पात्रों लेखे वेय अधिकतम रकम इस खंड के प्रयोजनों के लिए नियत कर सकेगी और भिन्न भिन्न प्रकार की पैकिंग और पात्रों के लिए विभिन्न अधिकतम रकमें नियत की जा सकेंगी।

अनुसूची

[खंड ६ (१) देखिए]

रेल पर प्रभारमुक्त जिस कारखाना-द्वारे-देय कीमत पर सीमेंट को प्रत्येक उत्पादक बेच सकेगा वह, वही कीमत होगी, जो उन सफारिशों को ध्यान में रख कर, जो कि टैरिफ कमिशन ने सीमेंट की कीमतों में तब्दीली करने के बारे में की है, और अन्य सभी सम्बद्ध परिस्थितियों को ध्यान में रख कर केन्द्रीय सरकार ने उस उत्पादक के लिए अवधारित की है अर्थात्:—

उत्पादक का नाम

मूल्य प्रति मेट्रिक टन

रु० न०प०

१. मै० डालमिया सीमेंट (भारत) लि० डालमियापुरम्	६६.५०
२. मै० आंध्र सीमेंट क० लि०, विजयवाड़ा	६६.५०
३. मै० लुङ्गीसा सीमेंट लि०, राजगांवपुर	६६.५०
४. मै० के० सी० पी० लि०, मछेरला	६६.५०
५. मै० रोहतास इंडस्ट्रीज लि० डालमियानगर	६६.५०
६. मै० मैयूर आयरन एंड स्टील वर्क्स, भद्रावती	६६.५०
७. मै० ऐसोसियेटेड सीमेंट कम्पनीज लि०, १२१ क्वीन्ज रोड, बम्बई-१	६६.५०
८. मै० यू० पी० गवर्नमेंट सीमेंट वर्क्स, चुक (उ० प्र०)	६६.५०
९. मै० डालमिया दादरी सीमेंट क० लि०, डालमिया दादरी	६६.५०
१०. मै० बगलकोट सीमेंट क० लि०, बगलकोट	६६.५०
११. मै० अशोक सीमेंट लि०, डालमियानगर	६६.५०
१२. मै० जयपुर उद्योग लि०, सवाई माधोपुर	६६.५०
१३. मै० इंडिया सीमेंट्स लि०, तलाइयु	७२.५०
१४. मै० बिरला जूट मैन्यूफैक्चरिंग क० लि०, सीमेंट डिपार्टमेंट, सतना	७२.५०
१५. मै० श्री दिग्विजय सीमेंट वर्क्स लि०, सिक्का	७२.५०
१६. मै० कल्याणपुर लाइम एंड सीमेंट वर्क्स लि०, बन्जारी	७२.५०
१७. मै० सोन वॉली पोर्टलैंड सीमेंट क० लि०, जावला	७२.५०

उत्पादक का नाम	मूल्य प्रति मेट्रिक टन
१८. मै० पण्यम सीमेंट एंड मिनरल इंडस्ट्रीज लि०, बाटमचेरला	७५.००
१९. मै० सौराष्ट्र सीमेंट एंड कैमिकल इंडस्ट्रीज लि०, रानावाव	७५.००
२०. मै० मद्रास सीमेंट्स लि०, रामामन्दिरम्, राजपाल्ययाम	७५.००
२१. मै० त्रावनकोर सीमेंट्स लि०, कोट्टायम	९५.००

[संख्या सीमेंट—८(२७)६१]

प्रार० बी० रामन्,
संयुक्त सचिव ।

टिप्पण : अंग्रेजी पाठ प्रामाणिक माना जाता चाहिए ।

ORDERS

New Delhi, the 21st December, 1961.

S.O. 3057 IDRA/6/7.—In exercise of the powers conferred by Section 6 of the Industries (Development and Regulation) Act, 1951 (65 of 1951), the Central Government hereby appoints Shri V. A. Khanolkar to be a member of the Development Council established by the Order of the Government of India in the Ministry of Commerce & Industry No. S.O. 1946 dated the 10th August 1961, for the scheduled industries engaged in the manufacture or production of Drugs and Pharmaceuticals, till the 9th August 1963 and directs that the following amendment shall be made in the said Order, namely:—

In paragraph 1 of the said Order after entry No. 13 relating to Shri J. N. Banerjee, the following entry shall be inserted, namely:—

"13A. Shri V. A. Khanolkar, Chemical
Mazdoor Sabha, 115 Satyagiri,
Dadar Main Road, Bombay-14.

Persons employed in Industrial
Undertakings."

[No. 1(14)L.Pr./60.]

S.O. 3058 IDRA/6/20.—In exercise of the powers conferred by Section 6 of the Industries (Development and Regulation) Act, 1951 (65 of 1951), the Central Government hereby appoints Shri K. D. Sharma to be a member of the Development Council established by the Order of the Government of India in the Ministry of Commerce and Industry No. 2582 dated the 28th October 1961, for the scheduled industries engaged in the manufacture or production of Glass and Ceramics till the 25th October 1963 and directs that the following amendment shall be made in the said Order, namely:—

In paragraph 1 of the said Order for entry No. 16 relating to Dr. Atma Ram, the following entry shall be substituted, namely:—

"16. Shri K. D. Sharma, Deputy Director, Central
Glass and Ceramic Research Institute,
Calcutta-32.

Technical
knowledge"

[No. 4(32)L.Pr./61.]

J. S. BAKHSHI, Under Secy.

TARIFFS

New Delhi, the 15th December, 1961.

S.O. 3059.—In pursuance of item No. 28(9) of the First Schedule to the Indian Tariff Act, 1934 (32 of 1934), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following

amendment in the notification of the Government of India, in the Ministry of Commerce and Industry No. S.R.O. 1550 dated 30th June 1956, namely:—

In the said notification, in item No. (8), the word "Sucrose" shall be omitted.

[No. 14-TG(4)/61.]

K. J. GEORGE, Dy. Secy.

ORDER

EXPORT TRADE CONTROL

New Delhi, the 30th December 1961

S.O. 3060.—In exercise of the powers conferred by sections 3 and 4A of the Imports and Exports (Control) Act, 1947 (18 of 1947), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following further amendment in the Exports (Control) Order, 1958, namely:—

In Schedule I to the said Order—

Under the heading "A. ANIMALS, FOOD AND DRINK", after entry (xlviii) of item 1-A, the following shall be inserted:—

"(xlviii-A) Snow Leopard,"

[No. Export(1)/AM(53).]

M. H. SIDDIQI, Under Secy.

(Indian Standards Institution)

New Delhi, the 19th December 1961

S.O. 3061.—In pursuance of sub-regulations (2) and (3) of regulation 3 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that the Indian Standard, particulars of which are given in the Schedule hereto annexed, has been established with immediate effect.

THE SCHEDULE

Sl. No.	No. and Title of the Indian Standard established	No. and Title of the Indian Standard or Standards, if any, superseded by the new Indian Standard	Brief Particulars
(1)	(2)	(3)	(4)
I	IS: 774-1960 Specification for Flushing Cisterns for Water Closets and Urinals (Valveless Siphonic Type) (<i>Revised</i>)	IS: 774-1957 Specification for Flushing Cisterns for Water Closets and Urinals	This standard covers the requirements regarding materials, construction, operation and testing of manually-operated high-level and low-level, valveless-siphonic-action type sanitary flushing cisterns for water closets and urinals, and specifies metric values. To enable the industry to change over to metric system, the discharge capacity as laid down in IS: 774-1957 Specification for Flushing Cisterns for Water Closets and Urinals (old version) shall also be applicable till 31st March 1962.

Copies of this Indian Standard are available, for sale, with the Indian Standards Institution, "Manak Bhavan", 9, Mathura Road, New Delhi-1, and also at its Branch Offices at (i) 232, Dr. Dadabhoy Naoroji Road, Fort, Bombay-1, (ii) Third Floor, 11, Sooterkin Street, Calcutta-13, (iii) 2/21, First Line Beach, Madras-1, and (iv) 14/69 Civil Lines, Kanpur.

[No. MD/13:2/A.]

S.O. 3062.—In pursuance of sub-regulations (2) and (3) of regulation 3 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that the Indian Standards, particulars of which are given in the Schedule hereto annexed, have been established during the period 1st December to 15th December 1961.

THE SCHEDULE

Sl. No.	No. and Title of the Indian Standard established	No. and Title of the Indian Standard or Standards, if any, superseded by the new Indian Standard	Brief particulars
(1)	(2)	(3)	(4)
1.	IS : 73-1961 Specification for paving Bitumen (<i>Revised</i>)	IS : 73-1950 Specification for Asphaltic Bitumen and Fluxed Native Asphalt for Road-Making purposes.	This standard covers physical and chemical requirements of paving bitumen for use in road-ways, air fields and allied construction (Price Rs. 2.00).
2.	IS : 305-1961 Specification for Aluminium Bronze Ingots and Castings (<i>Revised</i>)	IS : 305-1952 Specification for Aluminium Bronze Ingots and Castings.	This standard covers the requirements for three grades of aluminium bronze ingots and castings, designated as Grade 1, Grade 2 and Grade 3 (Price Rs. 2.50).
3.	IS : 454-1961 Specification for Digboi Type Cutback Bitumen (<i>Revised</i>)	IS : 454-1953 Specification for Digboi Type Cutback Bitumen.	This standard covers the physical and chemical requirements of three grades of Digboi type cutback bitumen of indigenous origin (price Rs. 1.50).
4.	IS : 498-1961 Grading for Vacuum pan Sugar (Plantation White) (<i>Revised</i>).	IS : 498-1953 Grading for Vacuum Pan Sugar (<i>Tentative</i>).	This standard prescribes the requirements for various grades of sugar manufactured in the Vacuum pan factories in India, and methods for grading such sugar on the basis of its grain size and colour (price Rs. 2.50).
5.	IS : 549-1961 Specification for Split Cotter Pins (<i>Revised</i>).	IS : 549-1954 Specification for Split Cotter Pins.	This standard covers requirements and tests for ferrous and non-ferrous split cotter pins (Price Rs. 1.50).
6.	IS : 702-1961 Specification for Industrial Bitumen (<i>Revised</i>).	IS : 702-1955 Specification for Blown Type Bitumen.	This standard covers the physical and chemical requirements of industrial bitumen for use in buildings and for other industrial purposes (Price Rs. 2.00).
7.	IS : 898-1961 Specification for Coir Fibre.	IS : 898-1957 Specification for Coir Fibre (<i>Tentative</i>)	This Indian Standard, which was published as tentative in 1957, is now being issued as firm Indian Standard. As a consequence, the existing clause 0.4 has been deleted and subsequent clauses in the Foreword re-numbered (Price Rs. 1.50).
8.	IS : 11368-1961 Dimensions of Ends of Bolts and Screws.		This standard gives the dimensions of ends of bolts and screws of thread diameters 1 to 39 mm produced by cutting or rolling processes (Price Rs. 1.00).

(1)	(2)	(3)	(4)
9.	IS : 1390-1961 Methods for Determination of pH value of Aqueous Extracts or Textile Materials.	..	This standard prescribes methods for determination of pH value of aqueous extracts of textile materials (Price Rs. 1.50).
10.	IS:1519 (Part I)-1961 Method for Temperature Measurement of petroleum and its Products, Part I.	..	This standard prescribes the method for determining temperatures of petroleum and its products when in a liquid state and in bulk, at atmospheric pressure (Price Rs. 4.00).
11.	IS:1785-1961 Specification for plain Hard-Drawn Steel Wire for Prestressed Concrete.	..	This standard covers the requirements for manufacture, supply and testing of plain hard-drawn steel wire for use in prestressed concrete (Price Rs. 2.00).
12.	IS : 1792-1961 Specification for Aluminium Milking Pails (Hooded Type)	..	This standard prescribes the quality and dimensional requirements for aluminium milking pails (hooded type) of 10-, 15- and 20-litre capacities (Price Rs. 1.50).
13.	IS : 1793-1961 Guide for Marking Textile Materials made of Wool.	..	This standard is intended to provide guidance for the application of terms to be used in marking textile materials containing not less than 20 percent, by weight) of wool fibre (Price Rs. 1.50)
14.	IS : 1807-1961 Method for Determination of Colour Fastness of Textile Materials to Formaldehyde.	..	This standard prescribes a method for determination of colour fastness of textile materials to the effect of contamination with formaldehyde (Price Rs. 1.50).
15.	IS :1814-1961 Specification for Handloom Cotton, Mootus, Striped or Checked.	..	This standard prescribes constructional details and other particulars of four varieties of handloom cotton mootus, striped or checked (Price Rs. 2.00).
16.	IS:1831-1961 Dimensions for Milling Cutters.	..	This standard lays down dimensions for various types of milling cutters. It also specifies dimensions and tolerances for keys and keyways, tenons and cross slots for drives (Price Rs. 6.50).
17.	IS :1837-1961 Specification for Fanlight Pivots.	..	This standard lays down the requirements regarding material, dimensions, manufacture and workmanship and finish of fanlight pivots also known as ventilator hinges (Price Rs. 1.50).
18.	IS : 1851 (Part I)-1961 Specification for Arc Welding Transformers Part I : Single Operator Type.	..	This standard lays down the requirements and tests for air-cooled and oil-cooled arc welding equipment of the single operator transformer type with class A and Class B insulation, for hand welding only (Price Rs. 3.00).

(1)	(2)	(3)	(4)
19.	IS:1858-1961 Specification for Door Mats, Creel, Bit & Fibre.	..	This standard prescribes the requirements for creel, bit and fibre varieties of door mats. It covers plain, stencilled and fancy inlaid mats (Price Rs. 2.00).
20.	IS:1877-1961 Terminology for Spices and Condiments.	..	This standard lays down the definition for spices and condiments and gives a list of products which are included under the term 'spices and condiments' (Price Rs. 1.50).
21.	IS : 1884 (Part I)—1961 Specification for Automobile Electric Horns, Part I: DC Vibrating Type	..	This standard covers the basis mechanical, electrical and acoustical requirements and methods of test for 6-, 12- and 24-volt DC vibrating type electric horns for use with automobiles. It also lays down their overall fixing dimensions and dimensions of terminals (Price Rs.1.50).

Copies of these Indian Standards are available, for sale, with the Indian Standards Institution, "Manak Bhavan", 9, Mathura Road, New Delhi-1, and also at its Branch Offices at (i) 232, Dr. Dadabhoy Naoroji Road, Fort. Bombay-1, (ii) Third Floor, 11, Sooterkin Street, Calcutta-13, (iii) 2/21, First Line Beach, Madras-1, and (iv) 14/69, Civil Lines, Kanpur.

[No. MD/13:2.]

S.O. 3063.—In pursuance of regulation 4 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that amendments to the Indian Standards given in the Schedule hereto annexed have been issued under the powers conferred by sub-regulation (1) of regulation 3 of the said regulations.

THE SCHEDULE

Serial No.	No. and title of the Indian Standard amended	No. and date of Gazette Notification in which the establishment of the Indian Standard was notified	No. and date of the Amendment	Brief particulars of the Amendment	Date of effect of the Amendment
(1)	(2)	(3)	(4)	(5)	(6)
I.	IS:203-1958 Specification for Leclanche Type Dry Batteries for Flashlights(<i>Revised</i>)	S.O 1638 dated 25th July 1959	No. 3 October 1961	(i) In Table IV, col 4 (a) '75' has been substituted for '60' against 'Battery Designation 1R6'. (b) '200' has been substituted for '180' against 'Battery Designation 3R12'.	1st January 1962.

(1)	(2)	(3)	(4)	(5)	(6)																																										
				(ii) In Table V, col 3 (a) '60' has been substituted for '50' against 'Battery Designation 1R6'. (b) '170' has been substituted for '150' against 'Battery Designation 3R12'.																																											
2.	IS : 553-1955 Specification for Rosin (Gum Rosin).	S.R.O. 297 dated 11th February 1956	No. 1 October 1961	(i) In clause 0.3 line 1 and 2, 'over 15000 metric tonnes' has been substituted for 'about 15,000 tons'. (ii) In clause 0.6 line 12 '20.6 x 20.6 mm' has been substituted for '13/16 by 13/16 in.'. (iii) In clause 0.6 line 13, '19 x 19 mm' has been substituted for 3/4 by 3/4 in.'. (iv) In clause 4.2 in last line '110 g' has been substituted for '4 oz (or 112 g)'. (v) In clause C-3.1 lines 2 and 3 '12.5 mm' has been substituted for '12.5 mm (or 0.5 in.)'. (vi) In clause C-3.1 line 7, '12.5 mm' has been substituted for '12.5 mm (or 0.5 in.)'. (vii) In clause C-4.1 line 5, '25 mm' has been substituted for '25 mm (or 1 in.)'.	1st January 1962.																																										
3.	IS:692-1957 Specification for Paper -Insulated Lead-Sheathed Cables for Electricity Supply.	S.O.1949 dated 27th September 1958	No. 3 October 1961	(i) In table XI, the entries against col 5 to 10 have been deleted and substituted by the following : <table> <tr> <th>(5)</th><th>(6)</th><th>(7)</th><th>(8)</th><th>(9)</th><th>(10)</th></tr> <tr> <th>in.</th><th>in.</th><th>in.</th><th>in.</th><th>in.</th><th>in.</th></tr> <tr> <td>0.20</td><td>..</td><td>0.20</td><td>..</td><td>0.40</td><td>0.54</td></tr> <tr> <td>0.20</td><td>0.30</td><td>0.29</td><td>0.50</td><td>0.49</td><td>0.66</td></tr> <tr> <td>0.20</td><td>0.30</td><td>0.32</td><td>0.50</td><td>0.52</td><td>0.72</td></tr> <tr> <td>0.20</td><td>0.34</td><td>0.37</td><td>0.54</td><td>0.57</td><td>0.82</td></tr> <tr> <td>0.20</td><td>0.34</td><td>0.42</td><td>0.54</td><td>0.62</td><td>0.91</td></tr> </table> (ii) The last sentence of sub-clause 8.2.1 appearing on page 16, col 1 has been deleted and substituted by the following : 'This shall be followed by two layers of fine impregnated cotton tapes or one layer of cotton tape followed by a layer of hessian or jute similarly treated with compound and laid as in the case of paper tapes'. (iii) Under clause 8.7 the following note has been added : 'Note—A test to determine the extent of attack by micro-organisms is under consideration.'	(5)	(6)	(7)	(8)	(9)	(10)	in.	in.	in.	in.	in.	in.	0.20	..	0.20	..	0.40	0.54	0.20	0.30	0.29	0.50	0.49	0.66	0.20	0.30	0.32	0.50	0.52	0.72	0.20	0.34	0.37	0.54	0.57	0.82	0.20	0.34	0.42	0.54	0.62	0.91	1st January 1962
(5)	(6)	(7)	(8)	(9)	(10)																																										
in.	in.	in.	in.	in.	in.																																										
0.20	..	0.20	..	0.40	0.54																																										
0.20	0.30	0.29	0.50	0.49	0.66																																										
0.20	0.30	0.32	0.50	0.52	0.72																																										
0.20	0.34	0.37	0.54	0.57	0.82																																										
0.20	0.34	0.42	0.54	0.62	0.91																																										

(1)	(2)	(3)	(4)	(5)	(6)
				(iv) The existing sub-clause 11.3.1 has been deleted and substituted by the following: ' 11.3.1 A sample of sheath cut from the cable shall be capable of withstanding an internal air pressure of 5 kg/sq cm (or 70 lb/sq in.) for three hours.'	

Copies of these Amendment Slips are available, free of cost, with the Indian Standards Institution, "Manak Bhavan", 9, Mathura Road, New Delhi-1, and also at its Branch Offices at (i) 232, Dr. Dadabhoy Naoroji Road, Fort, Bombay-1, (ii) Third Floor, 11, Sooterkin Street, Calcutta-13, (iii) 2/21, First Line Beach, Madras-1, and (iv) 14/69, Civil Lines, Kanpur.

[No. MD/13:5.]

LAL C. VERMAN, Director.

MINISTRY OF STEEL, MINES & FUEL

(Department of Iron & Steel)

New Delhi, the 19th December 1961

S.O. 3064/ESS. COMM/IRON AND STEEL-2(c)/AM(87).—In exercise of the powers conferred by sub-clause (c) of clause 2 of the Iron and Steel (Control) Order, 1956, the Central Government hereby directs that the following further amendment shall be made to the notification of the Government of India, in the Ministry of Steel, Mines and Fuel, No. S.R.O. 2041/ESS. COMM/IRON AND STEEL-2(c), dated the 11th June, 1957, as amended from time to time, namely:—

In the Schedule annexed to the said notification, in columns 2 and 3 thereof, against 'BIHAR', the following entry shall be added, namely:—

2	3
"10. Sub Divisional Officers, Monghyr and Bhagalpur Districts, Bihar State.	5"

2. This notification shall remain in force for a period of six months with effect from the date of its publication in the Gazette of India, unless before the expiry of the said period, its duration is extended by the Central Government.

[No. SC(A)-2(10)/61.]

New Delhi, the 22nd December, 1961

S.O. 3065/ESS. COMM/Iron & Steel-15(1)/AM(55).—The following notification issued by the Iron and Steel Controller under sub-clause (1) of Clause 15 of the Iron and Steel (Control) Order, 1956 is hereby published for general information.

NOTIFICATION

In exercise of the powers conferred by Sub-clause (1) of Clause 15 of the Iron and Steel (Control) Order, 1956 and with the approval of the Central Government, the Iron and Steel Controller is pleased to notify the following delivery charges for the Controlled Stockholders for Patna and Dighagat respectively.

Patna—Rs. 6.50 nP. per M/Ton.

Dighaghat—Rs. 10.50 nP. per M/Ton.

S. S. SINHA,
Dy. Price & Accounts Officer
for Iron and Steel Controller".

[No. F. SC(C)-2(127)/60.]
J. S. BAIJAL, Under Secy

(Department of Mines & Fuel)

New Delhi, the 23rd December 1961

S.O. 3066.—Whereas by the notification of the Government of India in the Department of Mines and Fuel (Ministry of Steel, Mines and Fuel), S.O. 132 dated the 8th January, 1960, under sub-section (1) of section 4 of the Coal Bearing Areas (Acquisition and Development) Act, 1957 (20 of 1957), the Central Government gave notice of its intention to prospect for coal in lands measuring 1820 acres in the locality specified in the Schedule appended to that notification and reproduced in the Schedule appended hereto;

And Whereas in respect of the said lands no notice under sub-section (1) of section 7 of the said Act has been given;

Now, therefore, in exercise of the powers conferred by the said sub-section (1) of section 7, the Central Government hereby specifies a further period of one year commencing from the 8th January, 1962 as the period within which the Central Government may give notice of its intention to acquire the said lands or of any rights in or over such lands.

Plan No. HQ/LA/70/59.

Dated, 2-4-1959.

SCHEDULE.

(Block-8 Raniganj coalfield).

Sl. No.	Village	Thana	Thana No.	District	Area	Remarks
1	Mangalpur . .	Raniganj . .	22	Burdwan	704 Acres.	Part.
2	So achora . .	Raniganj . .	21	Burdwan	276 Acres.	Whole.
3	Dandadih . .	Ondal . .	39	Burdwan	720 Acres.	Part.
4	Parascol . .	Ondal . .	38	Burdwan	100 Acres.	Part.
5	Baktarnagar . .	Raniganj . .	30	Burdwan	20 Acres.	Part.
Total Area : . . .					1820 Acres. (Approximately)	

Boundary description—

AB line passes along the common boundary of village Managalpur and Banshra.

BC line passes along common boundary of village Sonachora and Banshra.

CD line passes along common boundary of village Sonachora and Parasia.

DE line passes along common boundary of village Dandadih and Parasia.

EF line passes along southern boundary of Parasia Colliery through village Dandadih.

FG line passes along eastern boundary of Parasia Colliery through village Dandadih.

GH line passes along Western boundary of North Adjai Jambad colliery through village Parascol.

HI line passes along southern boundary of North Adjai Jambad colliery through village Parascol.

IJ line passes along western boundary of Puranmall's Parascol colliery through village Parascol.

JK line passes along common boundary of village Dandadih and Kajora.

KL line passes along common boundary of village Dandadih and Madhabpur.

LM line passes along common boundary of village Mangalpur and Ram-bati.

MA line passes just along northern side of G. T. Road.

[No. C2-24(3)/59.]

P. S. KRISHNAN, Under Secy.

(Department of Mines & Fuel)**CORRIGENDUM**

New Delhi, the 26th December 1961

S.O. 3067.—In the Ministry of Steel, Mines and Fuel (Department of Mines and Fuel) Notification No. S.O. 2587, dated the 25th October, 1961, published at page 2796 in Part II, Section 3, Sub-section (ii) of the Gazette of India, dated the 4th November, 1961,

in line 1 for "clause (i)" read "clause (1)" and
in line 2 for "instrument" read "instruments".

[No. C4-12(15)/61.]

S. KRISHNASWAMY, Under Secy.

MINISTRY OF TRANSPORT & COMMUNICATIONS**(Department of Transport)****(Transport Wing)****MERCHANT SHIPPING**

New Delhi, the 18th December 1961

S.O. 3068.—In pursuance of section 176 of the Merchant Shipping Act, 1958 (44 of 1958), the Central Government hereby authorises Additional Port Health Officers, Deputy Port Health Officers and Assistant Port Health Officers to exercise the powers and discharge the functions under the said section.

[No. 3-ML(5)/61.]

N. U. RAVAL, Under Secy.

(Department of Transport)**(Transport Wing)****PORTS**

New Delhi, the 21st December 1961

S.O. 3069.—In pursuance of sub-section (3) of Section 6 of the Bombay Port Trust Act, 1879 (Bombay Act VI of 1879), it is hereby notified that in accordance with the provisions of sub-section (1) of section 13 of the said Act, Shri Vasant J. Sheth, has been elected by the Indian National Steamship Owners' Association, Bombay as the Association's representative on the Bombay Port Trust Board with effect from 1st December, 1961 *vice* Shri Vikramsinh S. Vallabhdass died.

[No. 8-PG(121)/61.]

HARBANS SINGH, Under Secy.

(P. & T. Board)

New Delhi, the 21st December, 1961

S.O. 3070.—In pursuance of para (a) of Section III of Rule 434 of Indian Telegraph Rules, 1951 as introduced by S.O. No. 627, dated 8th March, 1960, the Director General Posts and Telegraphs, hereby specifies the 1st day of January, 1962, as the date on which the Measured Rate System will be introduced in Madurai Telephone Exchange.

[No. 11-26/61-PHA.]

RAMA KANT, Director.

MINISTRY OF IRRIGATION AND POWER

New Delhi, the 22nd December 1961

S.O. 3071.—Whereas by resolution No. EL-II-12(18)/61, dated the 22nd December, 1961, of the Government of India, in the Ministry of Irrigation and Power, a Committee has been constituted to inquire into a definite matter of public importance, namely, the causes of the failures in power supply in the Union territory of Delhi, and to report on the adequacy or otherwise of the arrangements made for power supply by the Delhi Electric Supply Undertaking, New Delhi Municipal Committee and other licensees in that Union territory;

And whereas the Central Government is of the opinion that the provisions of section 4, sub-sections (2) and (3) of section 5 and sections 6 and 9 of the Commissions of Inquiry Act, 1952 (60 of 1952), should be made applicable to the Committee constituted as aforesaid;

Now, therefore, in exercise of the powers conferred by section 11 of the said Act, the Central Government hereby directs that the provisions of section 4, sub-sections (2) and (3) of section 5 and sections 6 and 9 of the said Act shall apply to the said Committee.

[No. EL.II-12(18)/61.]

P. P. AGARWAL, Jt. Secy.

MINISTRY OF RAILWAYS

(Railway Board)

New Delhi, the 23rd December 1961

S.O. 3072.—In exercise of the powers conferred by section 3 and section 5 of the Terminal Tax on Railway Passengers Act, 1956 (69 of 1956) and in supersession of the notification of the Government of India in the Ministry of Railways (Railway Board) notification No. F(X)II-56-TX-19/12-II dated the 17th December, 1958, the Central Government hereby varies the rates of terminal tax fixed in the said notification and—

- (a) fixes the rates as specified in the Schedule annexed hereto at which terminal tax shall be levied in respect of every railway ticket on all passengers carried by railway from or to the notified places specified in the said schedule, and
- (b) directs that the terminal tax at the aforesaid rates shall be leviable for the period commencing on the 1st February, 1962 and ending with the 30th April, 1962.

THE SCHEDULE

Rates of terminal tax.

Names of notified places.	Class of accommodation	Single tickets.				Monthly tickets.	Single fare double journey concession tickets.	
		Adult		child between 3 and 12 years of age.			Short distance passengers. 16 miles-150 miles (25 kms-242 kms)	Long distance passengers. Beyond 150 miles (242 kms.)
		Short distance passengers. 16 miles-150 miles (25 kms-242 kms)	Long distance passengers. Beyond 150 miles (242 kms)	Short distance passengers. 16 miles-150 miles (25 kms-242 kms)	Long distance passengers. Beyond 150 miles (242 kms)			
		Rs. np.	Rs. np.	Rs. np.	Rs. np.	Rs. np.		
1. Hardwar	} Air Conditioned or I Class.	1.30	1.50	0.65	0.75	45.00	} 5 np.	} 6 np.
2. Jawalapur								
3. Near Tunnel	} II Class.	0.90	1.00	0.45	0.50	22.50		
4. Bhimgoda Tank.		} III Class.	0.31	0.50	0.16	0.25		

Explanation.—The terminal tax on a return ticket shall be double the rates fixed herein.

[No. F(X)II-61/TX-19/12.]

D. V. REDDY, Secy.

MINISTRY OF REHABILITATION*New Delhi, the 20th December 1961*

S.O. 3073.—Whereas the Central Government is of opinion that it is necessary to acquire the evacuee properties in the State of U.P. specified in the enclosed Schedule below for a public purpose, being a purpose connected with the relief and rehabilitation of displaced persons including payment of compensation to such persons.

Now, therefore, in exercise of the powers conferred by section 12 of the Displaced persons (Compensation & Rehabilitation) Act, 1954 (44 of 1954), it is notified that the Central Government has decided to acquire and hereby acquire the said evacuee properties (Specified in the enclosed schedule).

SCHEDULE*List of Urban Property for Acquisition*

S. No.	Particulars of the property with locality	Name of the Town in which it is situated	Name of the evacuee with parentage
1.	EA 8/17 (known as Aziz Mahal) situated in Mohalla Shahabad, Bareilly	Bareilly.	Aziz Ahmad.

[No. 1(1217)58/Comp.III/Prop.]

M. J. SHRIVASTAVA,
Settlement Commissioner &
Ex-Officio Under Secy.

(Office of the Chief Settlement Commissioner)*New Delhi, the 21st December 1961*

S.O. 3074.—In exercise of the powers conferred by sub-section (i) of section 3 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (No. 44 of 1954), the Central Government hereby appoints Shri Sarup Singh as Settlement Officer, for the purpose of performing the functions assigned to such officer by or under the said Act, with effect from 1st January, 1962.

[No. 9(16)/60-ARG.]

S.O. 3075.—In exercise of the powers conferred by Sub-Section (I) of Section 3 of the Displaced Persons (Claims) Supplementary Act, 1954 (No. 12 of 1954), the Central Government hereby appoints Shri Bir Bal Malik as Settlement Officer for the purpose of performing the functions assigned to such officer by or under the said Act, with effect from the date he took charge of his office in the office of the Chief Settlement Commissioner, viz. 1st July, 1961.

2. The Central Government also appoints the said officer as Additional Settlement Commissioner for the purpose of performing the functions assigned to such officer by or under the said Act with effect from the same date.

[No. 6(5)/61-ARG.]

New Delhi, the 22nd December 1961

S.O. 3076.—In exercise of the powers conferred by sub-section (I) of Section 3 of the Displaced Persons (Claims) Supplementary Act, 1954 (No. 12 of 1954), the Central Government hereby appoints Shri Rupchand Assanmal as Settlement Officer for the purpose of performing the functions assigned to such officer by or under the said Act, with effect from the date he took charge of his office in the office of the Chief Settlement Commissioner, viz., 17th July, 1961.

2. The Central Government also appoints the said officer as Additional Settlement Commissioner for the purpose of performing the functions assigned to such officer by or under the said Act with effect from the same date.

[No. 6(6)/61-ARG.]

KANWAR BAHADUR,
Settlement Commissioner (A) &
Ex-Officio Dy. Secy.

DELHI DEVELOPMENT AUTHORITY*New Delhi, the 21st December 1961*

S.O. 3077.—In pursuance of the provisions of sub-section (4) of Section 22 of the Delhi Development Act, 1957, the Delhi Development Authority has replaced at the disposal of the Central Government the land described in the Schedule below for placing it at the disposal of the Land & Development Office.

SCHEDULE

A plot of land measuring 5.34 acres bearing Khasra Nos. 532, 533 min, 537 min, 538 min, 539 min, 540 min, and 541 min situated in Aliganj Estate.

The above plot of land is bounded as follows:—

North—Church

South—Nala

East—Pacca Link Road

West—Government land.

[No. L.2(68)/60.]

R. K. VAISH, Secy.

MINISTRY OF LABOUR & EMPLOYMENT*New Delhi, the 19th December 1961*

S.O. 3078.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the Punjab National Bank Limited and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

REFERENCE NO. 48 OF 1961

Employers in relation to the Punjab National Bank Limited

AND

Their workmen

PRESENT:

Shri Salim M. Merchant, B.A., LL.B., Presiding Officer.

APPEARANCES:

For the workmen.—The Secretary, The Punjab National Bank Shramik Union, with Shri Rouze Ram, Peon.

For the employers.—The Manager, The Punjab National Bank Ltd.

INDUSTRY: Banking.

STATE: West Bengal.

Dated: Camp Bombay, 12th December 1961

AWARD

The Central Government, by the Ministry of Labour and Employment's Order No. 10/147/60-LRIV dated 23rd June 1961, made in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), was pleased to refer to me the industrial dispute between the parties above-named, in respect of the subject matters specified in the following schedule to me for adjudication.

SCHEDULE

"Whether the management of the Punjab National Bank Ltd. is justified in not allowing Shri Mouze Ram, Peon, to resume duties from 16th June 1958?

If not, to what relief he is entitled."

2. After the reference was made, the Secretary of the Punjab National Bank Shramik Union representing the workmen, filed the written statement of claim dated 24th July 1961, to which the Manager, Punjab National Bank Ltd., Darbhanga, filed its written statement in reply dated 2nd August 1961.

3. Thereafter, before the dispute could be fixed for hearing a joint application, dated 5th December 1961 signed by the Secretary, the Punjab National Bank Shramik Union and Shri Mouze Ram, Peon, on behalf of the workmen and on behalf of the Punjab National Bank Ltd. by its Manager was received by this Tribunal, in which the parties have stated that they have settled the dispute on the terms stated in the said application and have prayed that an Award be made in terms thereof. A copy of the said application of the parties dated 5th December 1961, is annexed to this Award as Annexure 'A' hereto. Under the terms of the settlement the Bank has agreed to re-instate Shri Mouze Ram, with continuity of service and to allow him to resume duty within a week. For the intervening period Shri Mouze Ram, is to be paid Rs. 550/- within one week after he resumes duty.

4. It appears to me that in the facts and circumstances of the case, the terms of settlement which have been agreed to are fair and reasonable and I therefore make an Award in this dispute in terms recorded in the Annexure 'A' hereto, which shall form part of the Award.

No order as to costs.

Sd./- SALIM M. MERCHANT,
Presiding Officer,
Central Government Industrial Tribunal, Dhanbad.
ANNEXURE 'A'

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

In the matter of reference No. 48 of 1961.

Shri Mouze Ram, Peon, Punjab National Bank Ltd., Darbhanga.

Vs.

The Punjab National Bank Ltd.,

The Central Government has made a reference dated 23rd June, 1961 under section 10 of the Industrial Dispute Act, regarding Shri Mouze Ram, Peon, Darbhanga Branch in the following terms:—

"Whether the management of the Punjab National Bank Limited is justified in not allowing Shri Mouze Ram peon to resume duties from 16th June, 1958? If not, to what relief he is entitled."

2. The parties have come to a compromise the terms of which are stated below. It is prayed that an award be made in terms of the said compromise.

(i) That Shri Mouze Ram will be re-instated with continuity of service and will resume duty within a week.

(ii) That he shall not be paid anything for the intervening period except Rs. 550/- (Rupees five hundred and fifty only) in full and final settlement.

(iii) That the payment of the amount referred to in item (ii) above will be paid to Shri Mouze Ram within a week after resumption of his duties.

For the PUNJAB NATIONAL BANK LTD.

For Shri Mouze Ram Peon

Sd./-

For the Punjab National Bank
Shramik Union

Manager.

Sd./-

Sd./-

SECRETARY.

SIGNATURE OF SHRI MOUZE RAM, PEON.

Dated, Darbhanga the 5th December, 1961.

Taken on File

Sd./- SALIM M. MERCHANT,

Presiding Officer,
Bombay, 12-12-1961.

[No. 10(147)/60-LRIV.]

New Delhi, the 21st December 1961

S.O. 3079.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Bombay, in the industrial dispute between the employers in relation to the Devkaran Nanjee Banking Company Limited and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY

REFERENCE No. CGIT-14 of 1961

Employers in relation to the Devkaran Nanjee Banking Company Limited,
Bombay.

AND

their workmen.

PRESENT:

Shri Salim M. Merchant, Presiding Officer.

APPEARANCES:

For the employers.—Shri N. V. Phadke, Advocate with Shri R. M. Mahajan, B.A., L.L.B., Officer and Shri H. K. Swali, Deputy Manager, Dena Bank Ltd., Bombay.

For the workmen.—Shri J. M. Vyas, General Secretary, Saurashtra Bank Employees' Union.

Shri Arvind V. Karnik, General Secretary, Dena Bank Employees' Association, Baroda.

Shri P. T. Shah, President, All India Dena Bank Employees' Federation.

STATE: Maharashtra.

INDUSTRY: Banking.

Bombay, the 13th December 1961

AWARD

The Central Government, by the Ministry of Labour and Employment's Order No. 10(82)/60-LRIV dated 19th May 1961, made in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), was pleased to refer the industrial dispute between the parties above named in respect of the subject matters specified in the following schedule to the said order for adjudication to me:—

SCHEDULE

"Whether the single cashiers employed by the Devkaran Nanjee Banking Company Limited, Bombay, in the following 12 (twelve) branches of the bank are entitled to the special allowance prescribed in para 164(b)(7) of the Award of the All India Industrial Tribunal Bank Disputes, Bombay (as modified) and if so, from what date

1. Amreli.
2. Dhrangadhra.
3. Jamnagar.
4. Junagadh.
5. Mahuva.
6. Savar Kundla.
7. Surrendranagar.
8. Veraval.
9. Botad.
10. Condal.
11. Dhoraji.
12. Upleta.

By a subsequent Order No. 10(82)/60-LRIV dated 3rd August 1961 the following amendment was made to the Order dated 19th May 1961 reproduced above:—

"In the said Order in the Schedule

- (1) for the figures, word and brackets "12 (twelve)" the figures, word and brackets "13 (thirteen)" shall be substituted; and

(ii) after entry 12, the following entry shall be inserted namely:—

"13. Rajkot"

2. After the usual notices were issued on the parties, Shri J. M. Vyas, the General Secretary of the Saurashtra Bank Employees' Union filed the statement of claim dated 19th June 1961 to which the Deputy Manager of the Devkaran Nanjee Banking Company Ltd., Bombay filed its written statement in reply dated 16th October 1961.

3. The dispute was then fixed for hearing on 2nd November 1961 when on a joint application of the General Secretary of the Saurashtra Bank Employees' Union and the representatives of the management, for an adjournment on the ground that they were exploring the chances of an overall settlement, the hearing was adjourned to 19th December 1961.

4. Thereafter, the parties appeared before me on 12th December 1961 and stated that they had settled the dispute.

5. An application was also received from the General Secretary, Dena Bank Employees' Association, Baroda, and the President of the All India Dena Bank Employees Federation for being added as parties to this dispute. The management recorded its consent to these applications and, I, therefore, added them as parties to this dispute as the benefit of the settlement is to be extended to like categories working in other branches of the Devkaran Nanjee Banking Co. Ltd., whose workmen are represented by these two unions. The office bearers of both these unions waived notice of hearing.

6. Thereupon, an application signed on behalf of the Devkaran Nanjee Banking Co. Ltd., by its Deputy Manager, Shri H. K. Swalia and on behalf of the workmen by the General Secretary, Saurashtra Bank Employees Union, Rajkot, the General Secretary, Dena Bank Employees Association, Baroda and the President, All India Dena Bank Employees Federation, was filed in which the parties stated that they had arrived at a full and final amicable settlement in respect of the subject matter of this reference as recorded in the memorandum of settlement annexed to the said application, and prayed that an award be made in terms thereof. A copy of the said application of the parties and of the memorandum of settlement dated 12th December 1961 is annexed to this award, and marked annexure 'A'.

7. As I am satisfied on the facts and circumstances of the case that the agreed terms of settlement are fair and reasonable, I make an award in terms stated in the memorandum of settlement forming part of annexure 'A' hereto, which shall form part of this award.

No order as to costs.

SALIM M. MERCHANT,
Presiding Officer,
Central Government Industrial Tribunal,
Bombay.

ANNEXURE 'A'

**BEFORE SHRI SALIM M. MERCHANT PRESIDING OFFICER CENTRAL
GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY**

REFERENCE No. CGIT-14 OF 1961

BETWEEN

Devkaran Nanjee Banking Co. Ltd., Bombay.

AND

Its Workmen.

In the matter of Industrial Dispute relating to Special Allowance claimed on behalf of certain cashiers employed in certain branches of the Bank specified in the Schedule to the Order of Reference dated 19th May 1961 as amended by Order dated 3rd August 1961.

Respectfully, Showeth—

That this reference has been pending before this Honourable Tribunal for disposal since 19th May 1961.

The parties to the said reference have arrived at a full and final amicable settlement in respect of the subject matter of the said reference. The terms of the said settlement is annexed hereto and marked "A".

It is therefore humbly prayed that this Honourable Tribunal may be pleased to make an award in terms of the said Settlement (Annexure A).

Bombay, dated the 12th day of December 1961.

For and on behalf of

Saurashtra Bank Employees Union, Rajkot for Devkaran Nanjee Banking Co. Ltd.,

J. M. VYAS,

General Secretary.

For and on behalf of

Dena Bank Employees Association, Baroda.

ARVIND V. KARNIK,

General Secretary.

H. K. SWALI,

Dy. Manager,

for and on behalf of

All India Dena Bank Employees Federation.

P. T. SHAH,

President.

Sd./- SALIM M. MERCHANT,

Presiding Officer,

Central Govt. Industrial Tribunal,
Bombay.

12-12-1961.

ANNEXURE 'A'

BEFORE SHRI SALIM M. MERCHANT, PRESIDING OFFICER, CENTRAL
GOVERNMENT INDUSTRIAL TRIBUNAL, BOMBAY

REFERENCE No. CGIT-14 OF 1961

BETWEEN

Devkaran Nanjee Banking Co. Ltd., Bombay.

AND

Its Workmen.

In the matter of Industrial Dispute relating to Special Allowance claimed on behalf of certain cashiers employed in certain branches of the Bank specified in the Schedule to the Order of Reference dated 19th May 1961 as amended by Order dated 3rd August 1961.

Memorandum of Settlement

The parties to the above reference have arrived at the following settlement relating to the subject matter of this reference:

A. The Devkaran Nanjee Banking Co. Ltd. (hereinafter referred to as the Bank) agrees to pay to each of its single cashiers (except Shri M. H. Dagli who was at the Surendranagar Branch now employed at the same Branch) governed by the Sastry Award as amended required to perform the double duty of both receiving and paying cash at Head Office and all its branches in India including those specified in the Schedule to the said order of reference dated 19th May 1961 as amended by an Order dated 3rd August 1961 a special consolidated allowance of Rs. 11/- per month in lump sum.

B. The said consolidated lump sum allowance shall be payable in respect of the period commencing with 1st September 1955 and ending in 31st December 1958.

C. The said consolidated lump sum allowance shall be payable to the cashiers concerned for the actual period of time during which they performed the double duty as specified in clause A above.

Now, therefore, in exercise of the powers conferred by section 33B(1) of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby withdraws the proceedings in relation to the said dispute pending before that Court and transfers the same to the Labour Court constituted by the notification of the Government of India in the Ministry of Labour & Employment No. S.O. 3080, dated the 21st December 1961 with Shri Govindarajulu Naidu as the Presiding

Officer and directs that the said Court shall proceed with the said proceedings from the stage at which it is transferred and dispose of the same according to law.

SCHEDULE

Whether the management of the Indian Bank Limited, Madras was justified in discharging Sri N. L. Kantarao, Shroff of Anukapalli Branch of Indian Bank Limited, from the service of the bank with effect from 18th January 1960? If not, to what relief is he entitled?

[No. 51(9)/60-LRIV.]

G. JAGANNATHAN, Under Secy.

New Delhi, the 20th December 1961

S.O. 3082.—In pursuance of sub-regulation (3) of regulation 25 of the Coal Mines Regulations, 1957, the Central Government, on the recommendation of the Court of Inquiry, appointed by the notification of the Government of India in the Ministry of Labour and Employment No. S.O. 421 dated the 25th March, 1958 as subsequently amended, hereby suspends the Manager's First Class Certificate of Competency No. 363 dated the 25th September, 1930 held by Shri B. Panda, c/o Kessurgarh Colliery, P.O. Nudkhurkee, District Dhanbad, for a period of two years with effect from the date of publication of this notification.

[No. 2/12/61-MI.]

New Delhi, the 21st December 1961

S.O. 3083.—In exercise of the powers conferred by sub-regulation (1) of regulation 195 of the Coal Mines Regulations, 1957, the Central Government hereby notifies that until the 28th February 1962, a person who is required to hold an Overman's Certificate for carrying out the duties under any of the said regulations, shall, if he is literate and holds a Sirdar's Certificate endorsed for gas-testing be considered as qualified to carry out such duties.

[No. 1/57/61-MI(iii).]

A. P. VEERA RAGHAVAN, Under Secy.

New Delhi, the 20th December 1961

S.O. 3084.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following arbitration award of Shri L. P. Dave, Presiding Officer, Central Government Industrial Tribunal, Calcutta, in the industrial dispute between the employers in relation to the management of National Coal Development Corporation Limited's Giridih Collieries and their workmen represented by Coal Workers' Union, Giridih.

CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL: CALCUTTA

REFERENCE No. 13 of 1961

PARTIES:

Employers in relation to the Management of National Coal Development Corporation Limited's Giridih Collieries

AND

Their workmen represented by Coal Workers' Union, Giridih.

PRESENT:

Shri L. P. Dave, Arbitrator.

APPEARANCES:

- For Employers:*—(1) Shri J. G. Kumarmangalam, Dy. General Manager, National Coal Development Corporation Limited.
 (2) Shri K. Rai, Chief Mining Engineer, National Coal Development Corporation Limited.
 (3) Shri S. Wasiuddin, Legal Adviser, National Coal Development Corporation Limited.
 (4) Shri K. Sharan, Labour Officer, National Coal Development Corporation Limited.

hold. If they are found not so fit, the management would have a right to superannuate them. The workers are also provided with a right of appeal against the decision of the Review Board. The Review Board is to consist of a Project Officer and two Medical Officers who are not serving in the particular group of collieries whose workmen are then being examined. These terms appear to me quite fair and reasonable. The workmen gain their point in that they can continue in service up to the age of 60 years unless they are found to be medically unfit by a Board and if the Board decides against them, they are given a right of appeal. In so far as the three hundred workmen who have already been superannuated, those who have been found medically fit are to be reinstated; those who have been found medically unfit are not to be reinstated, while those who have not been medically examined will be given an opportunity to appear before the Medical Officer and if they are found fit they are also to be reinstated. In respect of the forced period of idleness, the workmen are to be given lay-off compensation.

11. In my opinion, the terms of the agreement are fair and reasonable. I may mention that the agreement relates only to daily rated workers and that I have considered only the case of daily rated workers. The case of monthly rated workers is still to be considered by me and I am not expressing any opinion on that question.

I, therefore, record the agreement between the parties and pass an interim award in terms thereof.

L. P. DAVE,
Arbitrator.

Dated, the 5th December, 1961.

MEMORANDUM OF SETTLEMENT

In the matter of Reference No. 13 of 1961 before the Arbitrator, Hon'ble Shri L. P. Dave, Chairman, Central Government Industrial Tribunal, Calcutta.

In the light of the dispute arising between the Management of the Giridih Collieries and the Coal Workers' Union, Giridih, representing the workers, consequent upon the Management's decision to superannuate in July 1961 about 300 daily rated, weekly paid workmen on their attaining the age of 55 years or more, the parties agreed to a joint reference of the dispute for arbitration with the following points of reference:—

- (1) Whether the management was justified in superannuating these workmen during the month of July 1961.
- (2) That the Arbitrator should also lay down the details of principles and procedure considered necessary for superannuation of daily rated workmen, and also monthly rated workmen.

The parties to this dispute have since had further discussions and are now in agreement that the dispute may be resolved in the following manner:—

1. As regards about 300 daily rated workmen superannuated by the Management during the month of July 1961, the matter is settled on the following terms:—

- (i) That the 21 workmen declared medically unfit by the Giridih Collieries Doctor prior to their superannuation have been properly superannuated.
- (ii) That in respect of 12 workmen who were asked to appear before the Giridih Collieries Doctor and did not appear before him, such workmen have been properly superannuated subject to the provision that those workmen who produce evidence that they were on recognised leave due to sickness or for other reasons at the time they were asked to appear before the Giridih Collieries Doctor will be given an opportunity to appear before the Medical Officer, Giridih Collieries, and if found fit by him be reinstated in the terms as explained in subsequent sub-paragraphs.
- (iii) That in respect of 26 workmen who were not sent for medical examination before the Giridih Collieries Doctor, it is agreed that such workmen will be sent up before the Medical Officer, Giridih, for medical examination and those found fit to work will be reinstated on the terms as explained in subsequent sub-paragraphs.

- (iv) That the remaining workmen not covered by (i), (ii) and (iii) above and already found fit by the Giridih Collieries Doctor will be given immediate reinstatement subject to the following provisions:—
- (a) That for the period of enforced idleness till their date of reinstatement, they will be paid such amount as they are entitled to on the basis of Lay-Off Compensation, i.e. 50% of the total basic and D.A. after adjusting such amount as has already been paid to them on account of the Notice Pay and on account of such leave that they were entitled to at the time of their superannuation.
- (b) That in respect of such workmen a fresh Annual Review Medical Board will be constituted in the manner prescribed below. The decision of such Board will be applicable with effect from 1st April 1962 in respect of these workmen, and thereafter annually.

2. As regards the future, it has been agreed that the case of daily-rated workmen due to attain the age of 55 years should be reviewed under a suitable procedure annually as prescribed below in order to determine whether or not to retain such workmen in service beyond that age subject to the condition that the maximum age to which a workman may be retained under such annual review procedure should be 60 years.

That to determine the fitness for continuing the workers beyond the age of 55 years, an Annual Review Medical Board shall be constituted consisting of Project Officer of that Group of Collieries and 2 Medical Officers drawn from the National Coal Development Corporation's Medical Cadre nominated by the Chief Medical Officer but not serving in that group of Collieries whose workmen are involved.

That such Board as constituted shall review annually the workmen, due to attain the age of 55 years or more at proper time to enable the Management to give one month's advance Notice prior to actual date of superannuation where the workman is not found fit by the Board.

That the primary duty of such Board as constituted for the purpose will be to satisfy themselves that the workmen appearing before them are physically fit to discharge their duties of the posts as held by them at that time effectively and efficiently.

Based on such review as made by the duly constituted Annual Review Medical Board referred to above, the Management will have the right to superannuate such workmen as are not found fit by the Board subject to one Month's Notice.

That in case, any individual worker is dissatisfied with the report of the duly constituted Annual Review Medical Board on the basis of whose recommendation the Management superannuated him he will be entitled to appeal to a Board consisting of the Chief Medical Officer and one other Senior Officer of the Corporation as may be nominated by the Managing Director, National Coal Development Corporation Ltd.

In terms of this Settlement, it has been agreed by the parties that the workmen superannuated in July 1961 and found medically fit will be allowed to resume duties with effect from 1st December 1961.

The two parties to this dispute hereby now pray that an Award may kindly be given by the learned Arbitrator accordingly.

Representing Workmen
CHATURANAN MISHRA,
General Secretary,
Coal Workers' Union, Giridih.

Representing Employers
J. G. KUMARAMANGALAM,
Deputy General Manager,
National Coal Development
Corporation Limited.

K. RAI,
Joint Chief Mining Engineer,
National Coal Development
Corporation Limited,
Giridih Collieries, Giridih.

For Workmen:—(1) Shri Chaturanan Mishra, General Secretary, Coal Workers' Union, Giridih.

STATE: Bihar.

INDUSTRY: Coal Mines.

INTERIM AWARD

An industrial dispute arose between the employers in relation to the Giridih collieries of the National Coal Development Corporation Ltd. and their workmen represented by the Coal Workers' Union, Giridih. The management considered it their right to superannuate workmen subject to annual review and based on this alleged right, they superannuated about three hundred workmen during the month of July, 1961. The workmen, through their representatives, the above Union, were of the view that the workmen had a right to continue in service on attaining the age of 55 years for a further period upto the age of 60 years provided they were found medically fit on an annual medical examination and further that the superannuation of the above three hundred workmen by the management was unjustified. This was the first point of the industrial dispute between the parties. The second point of the dispute was regarding laying down of details of principles and procedure considered necessary for superannuation of daily rated and also monthly rated employees of the Giridih collieries. The parties, namely the management of the Giridih collieries of the National Coal Development Corporation Ltd. and their workmen represented by the Coal Workers' Union, Giridih, agreed to refer the above disputes to my arbitration. A copy of the said agreement was sent to the Central Government and thereupon the said arbitration agreement was published by the Central Government under Sub-section (3) of sec. 10-A of Industrial Disputes Act, by the Government of India, Ministry of Labour and Employment, order No. 4/115/61-LRII dated 6th September 1961. In response to notices issued to the parties, they filed their written statements.

2. When the matter came up for hearing before me on 4th November 1961, the parties presented a memorandum of agreement arrived at between them regarding the dispute in so far as it concerned daily rated workmen and they requested that I should pass an interim award in terms thereof regarding the daily rated workmen. They also requested that the matter in regard to the monthly rated workmen may be adjourned for some time. A copy of the agreement is attached to this interim award.

3. Under the terms of the above agreement, the principles agreed to between the parties are as under:—

The case of the daily rated workmen who are due to attain the age of 55 years would be reviewed annually by an annual Review Medical Board consisting of a Project Officer and two Medical Officers. The primary duty of this Board would be to satisfy themselves that the workmen appearing before them are physically fit to discharge their duties of the post as held by them at that time effectively and efficiently. Based on such review, the management would have the right to superannuate such workmen as are not found fit by the Board subject to one month's notice; but the other workmen would be allowed to continue in service. An individual who is dissatisfied with the report of the above Board and who is superannuated as a result thereof would have a right of appeal to a Board consisting of the Chief Medical Officer and a Senior Officer of the Corporation nominated by the Managing Director. The review as stated above would be made every year in case of persons who are due to attain the age of 55 years or more. These principles and procedure of superannuation are agreed upon between the parties.

4. Regarding the three hundred workmen who have been already superannuated in last July, the agreement divides these workmen into several categories. The first category consists of 21 workmen who have been already declared medically unfit by the Medical Officer. Under the agreement of compromise, they are to be treated as properly superannuated. The second category consists of 12 workmen who had been asked to appear before the Medical Officer of the Colliery and who did not do so. In their case, they are to be treated as properly superannuated; but a provision has been made that those workmen, who produce evidence that they were on recognised leave due to sickness or for other reasons at the time they were asked to appear, would be given an opportunity to appear again before the Medical Officer and if found fit by him they would be reinstated. The third category consists of 26 workmen who have not been sent for medical examination. It is agreed that they would be sent before the Medical Officer for medical examination and those who are found fit to work will be

reinstated. The last category consists of the remaining workmen; they have already been found fit by the Medical Officer. They are to be immediately reinstated and are to be allowed to resume duty from 1st December 1961.

5. In the case of workmen who are to be reinstated, it has been agreed that for the period of idleness from the date of superannuation till the date of reinstatement, they are to be paid lay-off compensation i.e. 50% of the total basic pay and dearness allowance (after taking into account the amount which may already have been paid to them). In the case of these workmen, there will be a fresh annual review which will be applicable with effect from 1st April 1962 and thereafter there will be a fresh annual review every year as in the case of other workers. These are in main the terms of settlement between the parties.

6. The Giridih collieries were formerly railway collieries and the workmen thereof were under the control of Ministry of Railways. Later on, they came under the Department of Industry and Supplies and still later under the Ministry of Production and Supplies. The National Coal Development Corporation Limited was formed from 1st October 1956 and the workmen are now the employees of the Corporation.

7. The workmen's case is that they are entitled to continue in service even after they attain the age of 55 years subject to their being found medically fit. The management disputed this right. From what is said above, it would appear that there are several types of workmen; some were engaged while the collieries were under the control of the Ministry of Railways; some were engaged while they were under the control of Department of Industry and Supply or under the Ministry of Production and Supply and some have been engaged after the collieries have come under the management of the National Coal Development Corporation Ltd.

8. So far as the Railway rules are concerned, Rule 2046 of the Indian Railway Establishment Code (Vol. II) lays down that the date of compulsory retirement of a railway servant is the date on which he attains the age of 55 years. He would, however, be retained in service after the date of compulsory retirement with the sanction of the competent authority on public grounds, which must be recorded in writing, but he must not be retained after the age of 60 years except in very special circumstances. Persons who are subject to the Civil Service Rules would be governed by Fundamental Rule 56 which is almost identical in terms with rule 2046 of the Railway Establishment Code, except that Fundamental Rule 56 has a proviso that a workman who is governed by these rules should ordinarily be retained in service upto the age of 60 years, but he may be required to retire at any time after attaining the age of 55 years after being given a month's notice, on the ground of impaired health or of being negligent or inefficient in the discharge of his duties. It may however be noted that the proviso also says that for the purpose a 'workman' would mean an artisan employed on a monthly rate of pay in industrial and work charged establishments. The contention of the employers is that the workers of collieries cannot be said to be workmen under this definition, as they are not employed on monthly rates of pay.

9. It also appears that there was correspondence on this subject between the management of the National Coal Development Corporation Limited and the Government of India, Ministry of Steel, Mines & Fuel. One of these letters is relied on by the workmen in this case, and it is a letter written by the Deputy Secretary to the Government of India on 25th March, 1960 to the Director of Administration, National Coal Development Corporation Limited. A copy of this letter has been produced with the written statement of the employers. It mentions that the Government of India on further reconsideration of the case were of the view that the case of all workmen, who were governed either by Civil Service Rules or the Railway Rules and whether daily-rated, weekly paid or monthly rated and who attained the age of 55 years, should be reviewed by the appropriate authority annually in order to determine whether or not to retain them in service beyond that age, subject to the condition that the maximum age to which a workman may be retained under the Annual Review Procedure should be 60 years.

10. It would thus appear that the matter was not free from doubt; and it could not be said whether the view taken by the Management was correct or not. With a view to avoid dispute and to maintain harmony and peace between the employers and the labour, they have entered into the above agreement. Thereunder the workmen would be entitled to continue in service upto the age of 60 years, provided they are found on a review of their case every year to be physically fit to carry on effectively and efficiently the duties of the post which they

New Delhi, the 21st December, 1961

S.O. 3085.—In pursuance of section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby publishes the following award of the Industrial Tribunal, Dhanbad, in the industrial dispute between the employers in relation to the Khaira Mica Mine of Messrs. John Podger and Company (Private) Ltd., Koderma and their workmen.

BEFORE THE CENTRAL GOVERNMENT INDUSTRIAL TRIBUNAL, DHANBAD

REFERENCE No. 29 of 1961

PARTIES:

Employers in relation to the Khaira Mica Mine of Messrs. John Podger and Company (Private) Ltd.

AND

their workmen.

PRESENT :

Shri Salim M. Merchant, Presiding Officer.

Dated Camp Bombay: 15th December 1961

APPEARANCES:

For the employers.—Director, John Podger and Co., Private Ltd.

For the workmen.—General Secretary, Mica Labour Union.

STATE: Bihar.

INDUSTRY: Mica Mining.

AWARD

The Government of India, Ministry of Labour and Employment by Order No. 20/12/60-LRII dated 24th May 1961 made in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), was pleased to refer the industrial dispute, between the parties above named, in respect of the subject matters specified in the schedule to the said order, for adjudication to me as Industrial Tribunal:—

SCHEDULE

"Whether the action of Messrs. John Podger and Company (Private) Limited, Post Office Koderma, in terminating the services of Shri Indo Gope with effect from 14th October 1960, is justified? If not, to what relief is he entitled?"

2. After the reference was registered, notices were issued on 23rd June 1961 on the employer company—the owners of the mica mine and the General Secretary of the Mica Labour Union for their written statements. As no written statements were received, the dispute was fixed for hearing on 20th December 1961 and notices by registered post were issued on the parties which have been acknowledged. In the meantime, on 12th December 1961 the office of the Tribunal received a joint application dated 8th December 1961 signed by the General Secretary of the Mica Labour Union on behalf of the workmen and by a Director of Messrs. John Podger & Co. Private Ltd., in which the parties have stated that they have reached a settlement on the terms recorded in the application and have prayed that an award be made in terms thereof. A copy of the said application is annexed hereto and marked annexure 'A'. According to the terms of settlement Shri Indo Gope, the workman who is concerned in this dispute, is to be reinstated in his old post and is to join duties within a week of the signing of the agreement. He is also to be paid Rs. 100/- as compensation in lieu of all his dues, and he will be taken back in his former post. There is no reason to doubt the bona fides of this settlement which appears to be reasonable and I, therefore, make an award in terms of the settlement marked annexure 'A' which shall form part of this award.

No order as to costs.

(Sd.) SALIM M. MERCHANT,

Presiding Officer,
Central Govt. Industrial Tribunal,
Dhanbad.

ANNEXURE 'A'

BEFORE THE CHAIRMAN, CENTRAL GOVERNMENT INDUSTRIAL
TRIBUNAL, DHANBAD

REFERENCE NO. 29 OF 1961.

PARTIES:

Employers in relation to Khaira Mica Mine of Messrs. John Podger & Co.
(Private) Ltd.

AND

Their workmen.

May it please the Tribunal, we, the parties to the above dispute, have reached the following settlement and pray that an Award be kindly made thereof.

Shri Indo Gope shall be paid Rs. 100/- (One hundred) only in lieu of his all dues and compensation and he shall be employed in the Khaira Mica Mine on the job which he was doing before.

Shri Indo Gope shall join his duties within a week after signing this agreement failing which he shall have no claim upon his employment.

On behalf of Workmen
(Sd.) NANHUKU RANA,
General Secretary,
Mica Labour Union,
P.O. Jhumritelaiya,
Dist. Hazaribagh.

On behalf of Employers.
Sd./-
Director, 8/12/61
For John Podger & Co., Private Ltd.
P. O. Kodarma, Dist. Hazaribagh.

Sd/-

General Secretary,
Mica Labour Union.
Taken on file.

Sd./- SALIM M. MERCHANT,
14-12-61.

[No. 20/12/60-LRII.]

ORDER

New Delhi, the 22nd December 1961

S.O. 3086.—Whereas the Central Government is of opinion that an industrial dispute exists between the employers in relation to the Seori and Chaukhandi Manganese Mines of Messrs Central Provinces Syndicate (Private) Limited, and their workmen in respect of the matters specified in the Schedule hereto annexed;

And whereas the Central Government considers it desirable to refer the said dispute for adjudication;

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby refers the said dispute for adjudication to the Industrial Tribunal, Bombay, constituted under section 7A of the said Act.

SCHEDULE

Whether the daily rated staff employed in the Seori and Chaukhandi Manganese Mines of Messrs Central Provinces Syndicate (Private) Limited, are entitled to paid festival holidays for Dewali and Holi and if so, from which date?

[No. 21/25/61-LRII.]

A. L. HANDA, Under Secy.

New Delhi, the 20th December 1961

S.O. 3087.—In exercise of the powers conferred by section 5, read with sub-section (1) of section 7, of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government hereby makes the following Scheme further to amend the Employees' Provident Funds Scheme, 1952, namely:—

1. This Scheme may be called the Employees' Provident Funds (Thirteenth Amendment) Scheme, 1961.

2. In the Employees' Provident Funds Scheme, 1952, in clause (b) of subparagraph (3) of paragraph 1, sub-clause (xxiii) shall be renumbered as sub-clause (xxiv) and the following shall be inserted as sub-clause (xxiii), namely:—

“(xxiii) as respects the establishments covered by the notification of the Government of India in the Ministry of Labour and Employment No. G.S.R. 1458, dated the 2nd December, 1961, but not including the establishments referred to in sub-clause (xiv), come into force on the 31st December, 1961.”

[No. 5/38/61/PF-II.]

New Delhi, the 23rd December 1961

S.O. 3088.—Whereas, in the opinion of the Central Government:—

- (1) the rules of the provident fund of the establishment of Messrs. Dyer Meakin Breweries Limited Solan and their branch at Kasauli (hereinafter referred to as the said establishments), with respect to the rates of contribution are not less favourable to the employees therein than those specified in section 6 of the Employees' Provident Funds Act, 1952 (19 of 1952); and
- (2) the employees in the said establishments are also in enjoyment of other provident fund benefits which on the whole are not less favourable to the employees than the benefits provided under the Employees' Provident Funds Scheme, 1952 (hereinafter referred to as the said Scheme) in relation to the employees in any other establishment of a similar character;

Now, therefore, in exercise of the powers conferred by clause (a) of sub-section (1) of section 17 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government, hereby, exempt the said establishments with effect from the 1st December, 1957 from the operation of all the provisions of the said Scheme, subject to the conditions specified in Schedule hereto annexed, which are in addition to the conditions mentioned in the Explanation to sub-section (1) of the said section 17.

SCHEDULE

Final conditions of exemption

Every establishment shall have a provident fund scheme in force the rules of which with respect to the rates of contribution shall not be less favourable than those specified in section 6 of the Act and the employees shall also be in enjoyment of other provident fund benefits which on the whole shall not be less favourable to the employees than the benefits provided under the Act or any Scheme in relation to the employees in any other establishment of a similar character and these rules shall be followed in all respects.

2. The employer in relation to each establishment (hereinafter referred to as the 'employer') shall within three months of the date of publication of this notification, amend the constitution of the Provident Fund maintained in respect of the establishment in regard to the following matters, namely:—

- (a) the Provident Fund shall vest in a Board of Trustees and there shall be a valid instrument in writing, which adequately safeguards the interests of the employees and such instrument shall be duly registered under section 5 of the Indian Trusts Act, 1882;
- (b) the Board of Trustees shall consist of an equal number of representatives of the employees and the employer and all questions before the Board shall be decided by a majority of votes;
- (c) the employer shall nominate one of his representatives on the Board as the Chairman who may exercise a casting vote if so provided under

the rules of the establishments. Where a casting vote is exercised or where no casting vote is exercised but the opinion of the representatives is equally divided, the matter shall be referred to the Regional Provident Fund Commissioner or the State Provident Fund Commissioner appointed under the said Scheme (hereinafter referred to as Regional/State Commissioner) within whose jurisdiction the establishment to which the matter relates is situated and whose decision in the matter shall be final.

3 The Provident Fund rules of any establishment shall not be amended except with the previous approval of the Regional/State Commissioner. Where any amendment affects the interests of the employees, before giving his approval, the Regional/State Commissioner shall give a reasonable opportunity to the employees to explain their point of view.

4. (a) The employer shall maintain accounts of the Provident Fund in such manner and submit such returns to the Regional/State Commissioner as the Central Provident Fund Commissioner may, from time to time direct.

(b) The employer shall furnish to the Regional/State Commissioner such accounts relating to the Provident Fund of the establishment as the Central Provident Fund Commissioner may prescribe from time to time. He shall also furnish an annual statement of account or a Pass Book, in such form as may be approved, to each subscriber who, but for the exemption, would have been member of the Fund established under the Employees' Provident Fund Scheme, 1952.

(c) The employer shall make all investment of accumulations accruing after the date of exemption in securities of the Central Government. The reinvestment or conversion of securities on maturity shall also be in the securities of the Central Government. The employer shall formulate a procedure for prompt investment of provident fund moneys and shall get it approved from the concerned Regional/State Commissioner.

5. The employer shall afford such facilities for inspection of the accounts of the Provident Fund as the Central Provident Fund Commissioner may from time to time specify.

6. All expenses involved in the administration of the Provident Fund Scheme including the maintenance of accounts, submission of accounts and returns, transfer of accumulations and payment of inspection charges shall be borne by the employer.

7. The employer shall display on the notice board of his establishment in English, a copy of the approved rules and the translation of salient points of the rules in the language of the majority of workers respectively.

8. The employer shall within 3 months of the date of publication of this notification transfer to the Board of Trustees the accumulations standing to the credit of the Employees who but for the exemption would have been members of the Statutory Fund.

9. When the Fund is wound up or exemption of the establishment is cancelled, accumulations standing to the credit of the employees who, but for the exemption, would have been members of the Statutory Fund shall be transferred to that Fund as soon as possible and, in any case not later than 30 days in the case of securities and not later than 10 days in the case of cash in hand or bank, together with a statement, or statements as may be required by the Regional/State Commissioner or Commissioners concerned.

10. The employer shall accept the past provident fund accumulations of an employee who is already a member of the Employees' Provident Fund or an exempted fund and who obtains employment in his establishment. Such an employee shall immediately be admitted as a member of the establishment's Provident Fund. His accumulations which shall be transferred within 3 months of his joining the establishment shall be credited to his account.

11. The employer shall provide for nomination in his provident fund rules in accordance with the provisions contained in paragraph 61 of the Employees' Provident Funds Scheme, 1952.

12. The amount of contributions shall be calculated to the nearest quarter of a rupee; that is, 12.5 naye paise or more shall be counted as the next higher quarter of a rupee and fractions of a rupee less than 12.5 naye paise shall be

ignored. The amounts of inspection charges and damages shall be calculated to the nearest 5 naye paise; that is, 2.5 naye paise or more shall be counted as 5 naye paise and any amount less than 2.5 naye paise shall be ignored.

13. On all repayable loans granted by establishments interest shall be charged at the rate of $4\frac{1}{2}$ per cent or 1 per cent above the rate allowed on the balance to the credit of the members whichever is higher.

14. The employer shall pay to the Regional/State Commissioner inspection charges payable, failing which damage shall be paid at a rate fixed by the Central Government from time to time.

15. Exemption granted by this notification is liable to be withdrawn by the Central Provident Fund Commissioner for breach of any of the aforesaid conditions or for any other sufficient cause which may be considered appropriate.

[No. 9(27)/61-PFIL]

S.O. 3089.—Whereas, in the opinion of the Central Government:—

- (1) the rules of the provident fund of the establishments mentioned in Schedule I (hereto annexed and hereinafter referred to as the said establishments), with respect to the rates of contribution are not less favourable to the employees therein than those specified in section 6 of the Employees' Provident Funds Act, 1952 (19 of 1952); and
- (2) the employees in the said establishments are also in enjoyment of other provident fund benefits which on the whole are not less favourable to the employees than the benefits provided under the Employees' Provident Funds Scheme, 1952 (hereinafter referred to as the said Scheme) in relation to the employees in any other establishment of a similar character;

Now, therefore, in exercise of the powers conferred by clause (a) of sub-section (1) of section 17 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government, hereby, exempt the said establishments with effect from the dates mentioned against each of them, from the operation of all the provisions of the said Scheme, subject to the conditions specified in Schedule II hereto annexed, which are in addition to the conditions mentioned in the Explanation to sub-section (1) of the said section 17.

SCHEDULE I

S. No.	Name and address of establishment	Effective date of Exemption.
1.	M/s. Beni Engineering Works Limited, 117, Barrackpore Trunk Road, P.O. Kamarhatti, 24, Parganas.	1-1-1953
2.	M/s. French Motor Car Company Ltd., 234/3, Lower Circular Road, Calcutta-20.	1-4-1954
3.	Bagging Mill, East Mill and South Mill of M/s. Baranagore Jute Factory Company Ltd., Baranagore, 24, Parganas.	1-11-1952
4.	The Ganges Rope Company Ltd., Sibpore, Howrah.	1-11-1952
5.	Mill No. 1, Mill No. 2, and Mill No. 3 of M/s. India Jute Company Ltd., Serampore, Hooghly.	1-11-1952

SCHEDULE II

Final conditions of exemption

Every establishment shall have a provident fund scheme in force the rules of which with respect to the rates of contribution shall not be less favourable than those specified in section 6 of the Act and the employees shall also be in enjoyment of other provident fund benefits which on the whole shall not be less favourable to the employees than the benefits provided under the Act or any Scheme in relation to the employees in any other establishment of a similar character and these rules shall be followed in all respects.

2. The employer in relation to each establishment (hereinafter referred to as the 'employer') shall within three months of the date of publication of this notification, amend the constitution of the Provident Fund maintained in respect of the establishment in regard to the following matters, namely:—

- (a) the Provident Fund shall vest in a Board of Trustees and there shall be a valid instrument in writing, which adequately safeguards the interests of the employees and such instrument shall be duly registered under section 5 of the Indian Trusts Act, 1882;
- (b) the Board of Trustees shall consist of an equal number of representatives of the employees and the employer and all questions before the Board shall be decided by a majority of votes;
- (c) the employer shall nominate one of his representatives on the Board as the Chairman who may exercise a casting vote if so provided under the rules of the establishments. Where a casting vote is exercised or where no casting vote is exercised but the opinion of the representatives is equally divided, the matter shall be referred to the Regional Provident Fund Commissioner or the State Provident Fund Commissioner appointed under the said Scheme (hereinafter referred to as Regional/State Commissioner) within whose jurisdiction the establishment to which the matter relates is situated and whose decision in the matter shall be final.

3. The Provident Fund rules of any establishment shall not be amended except with the previous approval of the Regional/State Commissioner. Where any amendment affects the interests of the employees, before giving his approval, the Regional/State Commissioner shall give a reasonable opportunity to the employees to explain their point of view.

4. (a) The employer shall maintain accounts of the Provident Fund in such manner and submit such returns to the Regional/State Commissioner as the Central Provident Fund Commissioner may, from time to time direct.

(b) The employer shall furnish to the Regional/State Commissioner such accounts relating to the Provident Fund of the establishment as the Central Provident Fund Commissioner may prescribe from time to time. He shall also furnish an annual statement of account or a Pass Book, in such form as may be approved, to each subscriber who, but for the exemption, would have been member of the Fund established under the Employees' Provident Fund Scheme, 1952.

(c) The employer shall make all investment of accumulations accruing after the date of exemption in securities of the Central Government. The reinvestment or conversion of securities on maturity shall also be in the securities of the Central Government. The employer shall formulate a procedure for prompt investment of provident fund moneys and shall get it approved from the concerned Regional/State Commissioner.

5. The employer shall afford such facilities for inspection of the accounts of the Provident Fund as the Central Provident Fund Commissioner may from time to time specify.

6. All expenses involved in the administration of the Provident Fund Scheme including the maintenance of accounts, submission of accounts and returns, transfer of accumulations and payment of inspection charges shall be borne by the employer.

7. The employer shall display on the notice board of his establishment in English, a copy of the approved rules and the translation of salient points of the rules in the language of the majority of workers respectively.

8. The employer shall within 3 months of the date of publication of this notification transfer to the Board of Trustees the accumulations standing to the credit of the Employees who but for the exemption would have been members of the Statutory Fund.

9. When the Fund is wound up or exemption of the establishment is cancelled, accumulations standing to the credit of the employees who, but for the exemption, would have been members of the Statutory Fund shall be transferred to that Fund as soon as possible and in any case not later than 30 days in the case of securities and not later than 10 days in the case of cash in hand or bank, together with a statement or statements as may be required by the Regional/State Commissioner or Commissioners concerned.

10. The employer shall accept the past provident fund accumulations of an employee who is already a member of the Employees' Provident Fund or an exempted fund and who obtains employment in his establishment. Such an employee shall immediately be admitted as a member of the establishment's Provident Fund. His accumulations which shall be transferred within 3 months of his joining the establishment shall be credited to his account.

11. The employer shall provide for nomination in his provident fund rules in accordance with the provisions contained in paragraph 61 of the Employees' Provident Funds Scheme, 1952.

12. The amount of contributions shall be calculated to the nearest quarter of a rupee; that is, 12·5 naye paise or more shall be counted as the next higher quarter of a rupee and fractions of a rupee less than 12·5 naye paise shall be ignored. The amounts of inspection charges and damages shall be calculated to the nearest 5 naye paise; that is, 2·5 naye paise or more shall be counted as 5 naye paise and any amount less than 2·5 naye paise shall be ignored.

13. On all repayable loans granted by establishments interest shall be charged at the rate of $4\frac{1}{2}$ per cent or 1 per cent above the rate allowed on the balance to the credit of the members whichever is higher.

14. The employer shall pay to the Regional/State Commissioner inspection charges payable, failing which damage shall be paid at a rate fixed by the Central Government from time to time.

15. Exemption granted by this notification is liable to be withdrawn by the Central Provident Fund Commissioner for breach of any of the aforesaid conditions or for any other sufficient cause which may be considered appropriate.

[No. 9(9)/61-PT-PFII.]

S.O. 3090.—Whereas, in the opinion of the Central Government:—

- (1) the rules of the provident fund of the establishment of Messrs Kalinga Tubes Chowdwar, Cuttack (hereinafter referred to as the said establishments), with respect to the rates of contribution are not less favourable to the employees therein than those specified in section 6 of the Employees' Provident Funds Act, 1952 (19 of 1952); and
- (2) the employees in the said establishments are also in enjoyment of other provident fund benefits which on the whole are not less favourable to the employees than the benefits provided under the Employees' Provident Funds Scheme, 1952 (hereinafter referred to as the said Scheme) in relation to the employees in any other establishment of a similar character;

Now, therefore, in exercise of the powers conferred by clause (a) of sub-section (1) of section 17 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government, hereby, exempt the said establishments with effect from the 1st April 1958 from the operation of all the provisions of the said Scheme, subject to the conditions specified in Schedule hereto annexed, which are in addition to the conditions mentioned in the Explanation to sub-section (1) of the said section 17.

SCHEDULE

Final conditions of exemption

Every establishment shall have a provident fund scheme in force the rules of which with respect to the rates of contribution shall not be less favourable than those specified in section 6 of the Act and the employees shall also be in enjoyment of other provident fund benefits which on the whole shall not be less favourable to the employees than the benefits provided under the Act or any Scheme in relation to the employees in any other establishment of a similar character and these rules shall be followed in all respects.

2. The employer in relation to each establishment (hereinafter referred to as the 'employer') shall within three months of the date of publication of this notification, amend the constitution of the Provident Fund maintained in respect of the establishment in regard to the following matters, namely:—

- (a) the Provident Fund shall vest in a Board of Trustees and there shall be a valid instrument in writing, which adequately safeguards the

interests of the employees and such instrument shall be duly registered under section 5 of the Indian Trusts Act, 1882;

- (b) the Board of Trustees shall consist of an equal number of representatives of the employees and the employer and all questions before the Board shall be decided by a majority of votes;
- (c) the employer shall nominate one of his representatives on the Board as the Chairman who may exercise a casting vote if so provided under the rules of the establishments. Where a casting vote is exercised or where no casting vote is exercised but the opinion of the representatives is equally divided, the matter shall be referred to the Regional Provident Fund Commissioner or the State Provident Fund Commissioner appointed under the said Scheme (hereinafter referred to as Regional/State Commissioner) within whose jurisdiction the establishment to which the matter relates is situated and whose decision in the matter shall be final.

3. The Provident Fund rules of any establishment shall not be amended except with the previous approval of the Regional/State Commissioner. Where any amendment affects the interests of the employees, before giving his approval, the Regional/State Commissioner shall give a reasonable opportunity to the employees to explain their point of view.

4. (a) The employer shall maintain accounts of the Provident Fund in such manner and submit such returns to the Regional/State Commissioner as the Central Provident Fund Commissioner may, from time to time direct.

(b) The employer shall furnish to the Regional/State Commissioner such accounts relating to the Provident Fund of the establishment as the Central Provident Fund Commissioner may prescribe from time to time. He shall also furnish an annual statement of account or a Pass Book, in such form as may be approved, to each subscriber who, but for the exemption, would have been member of the Fund established under the Employees' Provident Fund Scheme, 1952.

(c) The employer shall make all investment of accumulations accruing after the date of exemption in securities of the Central Government. The reinvestment or conversion of securities on maturity shall also be in the securities of the Central Government. The employer shall formulate a procedure for prompt investment of provident fund moneys and shall get it approved from the concerned Regional/State Commissioner.

5. The employer shall afford such facilities for inspection of the accounts of the Provident Fund as the Central Provident Fund Commissioner may from time to time specify.

6. All expenses involved in the administration of the Provident Fund Scheme including the maintenance of accounts, submission of accounts and returns, transfer of accumulations and payment of inspection charges shall be borne by the employer.

7. The employer shall display on the notice board of his establishment in English, a copy of the approved rules and the translation of salient points of the rules in the language of the majority of workers respectively.

8. The employer shall within 3 months of the date of publication of this notification transfer to the Board of Trustees the accumulations standing to the credit of the Employees who but for the exemption would have been members of the Statutory Fund.

9. When the Fund is wound up or exemption of the establishment is cancelled, accumulations standing to the credit of the employees who, but for the exemption, would have been members of the Statutory Fund shall be transferred to that Fund as soon as possible and, in any case not later than 30 days in the case of securities and not later than 10 days in the case of cash in hand or bank, together with a statement or statements as may be required by the Regional/State Commissioner or Commissioners concerned.

10. The employer shall accept the past provident fund accumulations of an employee who is already a member of the Employees' Provident Fund or an

exempted fund and who obtains employment in his establishment. Such an employee shall immediately be admitted as a member of the establishment's Provident Fund. His accumulations which shall be transferred within 3 months of his joining the establishment shall be credited to his account.

11. The employer shall provide for nomination in his provident fund rules in accordance with the provisions contained in paragraph 61 of the Employees' Provident Funds Scheme, 1952.

12. The amount of contributions shall be calculated to the nearest quarter of a rupee; that is, 12·5 naye paise or more shall be counted as the next higher quarter of a rupee and fractions of a rupee less than 12·5 naye paise shall be ignored. The amounts of inspection charges and damages shall be calculated to the nearest 5 naye paise; that is, 2·5 naye paise or more shall be counted as 5 naye paise and any amount less than 2·5 naye paise shall be ignored.

13. On all repayable loans granted by establishments interest shall be charged at the rate of 4½ per cent or 1 per cent above the rate allowed on the balance to the credit of the members whichever is higher.

14. The employer shall pay to the Regional/State Commissioner inspection charges payable, failing which damage shall be paid at a rate fixed by the Central Government from time to time.

15. Exemption granted by this notification is liable to be withdrawn by the Central Provident Fund Commissioner for breach of any of the aforesaid conditions or for any other sufficient cause which may be considered appropriate.

[No. 9(30)/61-PF-II.]

S.O. 3091.—Whereas, in the opinion of the Central Government:—

- (1) the rules of the provident fund of the National Newsprint and Paper Mills Limited, Nepanagar the Perfect Potter Company Limited, Jabalpur and M/s Perfect Pottery Company (M.B.) Limited, Ratlam (hereinafter referred to as the said establishments), with respect to the rates of contribution are not less favourable to the employees therein than those specified in section 6 of the Employees' Provident Funds Act, 1952 (19 of 1952); and
- (2) the employees in the said establishments are also in enjoyment of other provident fund benefits which on the whole are not less favourable to the employees than the benefits provided under the Employees' Provident Funds Scheme, 1952 (hereinafter referred to as the said Scheme) in relation to the employees in any other establishment of a similar character;

Now, therefore, in exercise of the powers conferred by clause (a) of sub-section (1) of section 17 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government, hereby, exempt the said establishments with effect from the 1st February 1958, the 31st July, 1956 and the 1st March 1957 respectively from the operation of all the provisions of the said Scheme, subject to the conditions specified in the Schedule hereto annexed, which are in addition to the conditions mentioned in the Explanation to sub-section (1) of the said section 17.

SCHEDULE

Final conditions of exemption

Every establishment shall have a provident fund scheme in force the rules of which with respect to the rates of contribution shall not be less favourable than those specified in section 6 of the Act and the employees shall also be in enjoyment of other provident fund benefits which on the whole shall not be less favourable to the employees than the benefits provided under the Act or any Scheme in relation to the employees in any other establishment of a similar character and these rules shall be followed in all respects.

2. The employer in relation to each establishment (hereinafter referred to as the 'employer') shall within three months of the date of publication of this notification, amend the constitution of the Provident Fund maintained in respect of the establishment in regard to the following matters, namely:—

- (a) the Provident Fund shall vest in a Board of Trustees and there shall be a valid instrument in writing, which adequately safeguards the interests of the employees and such instrument shall be duly registered under section 5 of the Indian Trusts Act, 1882;

- (b) the Board of Trustees shall consist of an equal number of representatives of the employees and the employer and all questions before the Board shall be decided by a majority of votes;
- (c) the employer shall nominate one of his representatives on the Board as the Chairman who may exercise a casting vote if so provided under the rules of the establishments. Where a casting vote is exercised or where no casting vote is exercised but the opinion of the representatives is equally divided, the matter shall be referred to the Regional Provident Fund Commissioner or the State Provident Fund Commissioner appointed under the said Scheme (hereinafter referred to as Regional/State Commissioner) within whose jurisdiction the establishment to which the matter relates is situated and whose decision in the matter shall be final.

3. The Provident Fund rules of any establishment shall not be amended except with the previous approval of the Regional/State Commissioner. Where any amendment affects the interests of the employees, before giving his approval, the Regional/State Commissioner shall give a reasonable opportunity to the employees to explain their point of view.

4. (a) The employer shall maintain accounts of the Provident Fund in such manner and submit such returns to the Regional/State Commissioner as the Central Provident Fund Commissioner may, from time to time direct.

(b) The employer shall furnish to the Regional/State Commissioner such accounts relating to the Provident Fund of the establishment as the Central Provident Fund Commissioner may prescribe from time to time. He shall also furnish an annual statement of account or a Pass Book, in such form as may be approved, to each subscriber who, but for the exemption, would have been member of the Fund established under the Employees' Provident Fund Scheme, 1952.

(c) The employer shall make all investment of accumulations accruing after the date of exemption in securities of the Central Government. The reinvestment or conversion of securities on maturity shall also be in the securities of the Central Government. The employer shall formulate a procedure for prompt investment of provident fund moneys and shall get it approved from the concerned Regional/State Commissioner.

5. The employer shall afford such facilities for inspection of the accounts of the Provident Fund as the Central Provident Fund Commissioner may from time to time specify.

6. All expenses involved in the administration of the Provident Fund Scheme including the maintenance of accounts, submission of accounts and returns, transfer of accumulations and payment of ~~inspection~~ charges shall be borne by the employer.

7. The employer shall display on the notice board of his establishment in English, a copy of the approved rules and the translation of salient points of the rules in the language of the majority of workers respectively.

8. The employer shall within 3 months of the date of publication of this notification transfer to the Board of Trustees the accumulations standing to the credit of the Employees who but for the exemption would have been members of the Statutory Fund.

9. When the Fund is wound up or exemption of the establishment is cancelled, accumulations standing to the credit of the employees who, but for the exemption, would have been members of the Statutory Fund shall be transferred to that Fund as soon as possible and, in any case not later than 30 days in the case of securities and not later than 10 days in the case of cash in hand or bank, together with a statement or statements as may be required by the Regional/State Commissioner or Commissioners concerned.

10. The employer shall accept the past provident fund accumulations of an employee who is already a member of the Employees' Provident Fund or an exempted fund and who obtains employment in his establishment. Such an employee shall immediately be admitted as a member of the establishment's Provident Fund. His accumulations which shall be transferred within 3 months of his joining the establishment shall be credited to his account.

11. The employer shall provide for nomination in his provident fund rules in accordance with the provisions contained in paragraph 61 of the Employees' Provident Funds Scheme, 1952.

12. The amount of contributions shall be calculated to the nearest quarter of a rupee; that is, 12·5 naye paise or more shall be counted as the next higher quarter of a rupee and fractions of a rupee less than 12·5 naye paise shall be ignored. The amounts of inspection charges and damages shall be calculated to the nearest 5 naye paise; that is, 2·5 naye paise or more shall be counted as 5 naye paise and any amount less than 2·5 naye paise shall be ignored.

13. On all repayable loans granted by establishments interest shall be charged at the rate of $4\frac{1}{2}$ per cent or 1 per cent above the rate allowed on the balance to the credit of the members whichever is higher.

14. The employer shall pay to the Regional/State Commissioner inspection charges payable, failing which damage shall be paid at a rate fixed by the Central Government from time to time.

15. Exemption granted by this notification is liable to be withdrawn by the Central Provident Fund Commissioner for breach of any of the aforesaid conditions or for any other sufficient cause which may be considered appropriate.

[No. 9(26)/61-PFII.]

B. K. BHATTACHARYA, Dy. Secy.

New Delhi, the 26th December 1961

S.O. 3092.—In exercise of the powers conferred by sub-rule (2) of rule 11, clause (b) of sub-rule (2) of rule 14 and sub-rule (1) of rule 23 of the Central Civil Services (Classification, Control and Appeal) Rules, 1957, the President hereby makes the following further amendments in the Schedule to the notification of the Government of India in the late Ministry of Labour No. S.R.O. 623, dated the 28th February, 1957, namely:—

In the said schedule—

(1) in Part II—General Central Services, Class III—

(a) under the heading "Office of the Industrial Tribunal, Dhanbad", in columns 2 and 3, for the entry "Chairman, Industrial Tribunal", the entry "Presiding Officer, Industrial Tribunal" shall be substituted;

(b) the heading "Office of the Labour Appellate Tribunal" and all the entries relating thereto shall be omitted;

(2) in Part III—General Central Service, Class IV—

(a) under the heading "Office of the Industrial Tribunal, Dhanbad", in columns 2 and 3, for the entry "Chairman, Industrial Tribunal", the entry "Presiding Officer, Industrial Tribunal" shall be substituted;

(b) the heading "Office of the Labour Appellate Tribunal" and all the entries relating thereto shall be omitted.

[No. 29/12/61-LRIII.]

SHAH AZIZ AHMAD, Dy. Secy.

MINISTRY OF INFORMATION AND BROADCASTING

New Delhi, the 23rd December 1961

S.O. 3093.—In exercise of the powers conferred by Section 5(2) of the Cinematograph Act, 1952, read with rule 10 of the Cinematograph (Censorship) Rules, 1958, and in continuation of the Notification No. S.O. 2189, dated 31st August 1961, published in the Gazette of India, Part II, Section 3(ii), dated 9th September 1961, the Central Government is pleased to extend the appointment of Shri Uma Shankar as officiating Regional Officer, Central Board of Film Censors, Bombay, beyond the 20th December, 1961, until further orders.

[No. F. 2/42/61-FC.]

R. K. GOVIL, Under Secy.

